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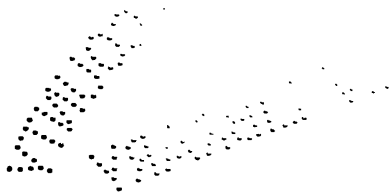
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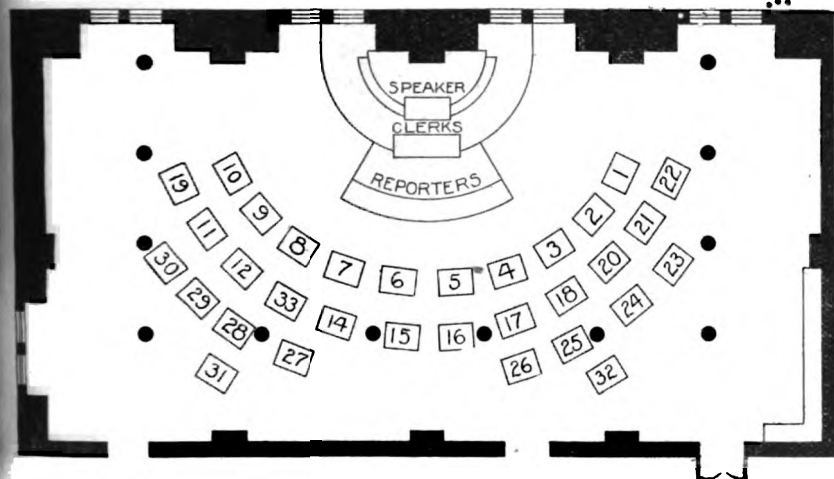
PUBLIC ACTS
OF THE
STATE OF TENNESSEE

PASSED BY THE
FIFTY-EIGHTH GENERAL ASSEMBLY,
1913

PUBLISHED BY AUTHORITY

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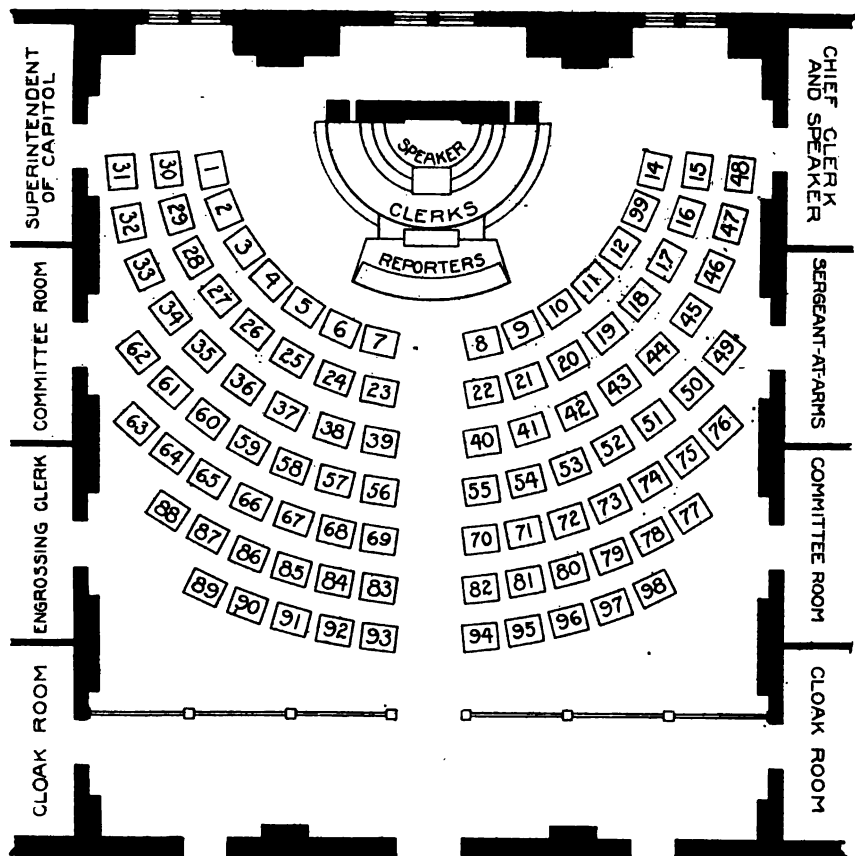


SENATE CHAMBER

SENATORS	Seat No.	SENATORS	Seat No.	SENATORS	Seat No.
Mr. Speaker White.		Elkins	23	Pardue	21
Bass	29	Fisher	22	Pope	28
Baxter	30	Fitzpatrick	2	Smith	12
Wakemore	1	Fulton	18	Stewart	10
Brett	24	Hare	27	Thomas	26
Butler	3	Horn	33	Underwood	5
Caill	20	Lambert	8	Walker	25
Church	6	Maxwell	32	Walsh	15
Clement	11	McAlister	7	Welch	14
Crawford	19	McKinney	16	Williams	17
Strangton	31	Morrell	4	Worley	9

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REPRESENTATIVES	Seat No.	REPRESENTATIVES	Seat No.	REPRESENTATIVES	Seat No.	REPRESENTATIVES	Seat No.
Mr. Speaker Stanton		Dorsey	62	Long	21	Rickman	8
Abernathy	37	Drane	7	Love	49	Riggins	97
Acree	98	Duncan	44	Malone	64	Roberts	76
Albright	19	Dunn	11	Matthews	1	Robinson	52
Argo	17	Emert	46	Mayes	59	Royston	77
Ausmus	14	Emmons	69	McCormick	82	Scott	74
Babb	98	Fisher	51	McDade	87	Schmittou	84
Barnett	58	Fleeman	54	McFarland	39	Shaw	68
Bejach	70	Fox	83	McWhorter	60	Smith	18
Boyer	99	Fuller	78	Miller of Lauderdale	61	Stephenson	45
Bryant	35	Gallagher	41	Miller of Marshall	30	Stone of Cheatham	28
Ballard	48	Gilbert	56	Mitchell	23	Stone of Lincoln	40
Byrom	27	Green	92	Moore	79	Spears	43
Campbell	33	Harpole	32	Morris	6	Taylor of Jefferson	29
Cardwell	88	Henderson	10	Mullens	5	Taylor of Madison	24
Chambliss	94	Hill	65	Murphy	68	Testerman	16
Childs	42	Hughes	75	Myers	95	Thompson	26
Cochran	3	Hunt	12	Neely	80	Todd	91
Collier of Humphreys	31	Johnson of Madison	38	Nichols	2	Walker	55
Collier of Sumner	63	Johnson of Shelby	72	O'Brien	96	Weldon	67
Cox	86	Kirkpatrick	90	Park	47	West	9
Creswell	15	Koffman	36	Parke	85	Williamson	34
Dannel	53	Larsen	73	Pierce	50	Wilson	89
Davis	4	LeFever	25	Quenichet	71	Winchester	81
Danton	22	Link	57	Raulston	20		

STATE OF TENNESSEE

BEN W. HOOPER Governor
 R. R. SNEED Secretary of State
 GEORGE P. WOOLLEN Comptroller of Treasury
 W. P. HICKERSON Treasurer

OFFICERS AND MEMBERS FIFTY-EIGHTH GENERAL ASSEMBLY SENATE—OFFICERS

NAME	OFFICE	POST OFFICE AND COUNTY	PLACE AND BIRTH	OCCUPATION	Age	Married or Single	RELIGIOUS PREFERENCE AND SECRET ORDERS	COUNTIES REPRESENTED
White, Newton H.	D Speaker	Wales, Giles	Tennessee	Farmer	52	Married	Presbyterian, Mason, Shriner, Royal Arcanum, Jun. Order	Giles, Wayne
Fulton, J. M.	D Chief Clerk	Fayetteville, Lincoln	Tennessee	Mayor	45	Married	K. of P.	Lawrence
Phillips, Thomas M.	D Assistant Clerk	Germantown, Shelby	Tennessee	Newspaper Writer	41	Married	Episcopalian, Mason	
Luther, Emerson O.	R Journal Clerk	Madisonville, Monroe	North Carolina	Farmer	33	Married	Methodist, 32° Mason	
Williams, W. S.	D Asst. Jour. Clerk	Dyersburg, Dyer	Tennessee	Law Clerk	21	Married	Methodist	
Robinson, J. N.	D Sergeant-at-Arms	Jackson, Madison	Tennessee	Farmer	43	Married	Baptist	
Marshall, Miss Adine	Engrossing Clerk	Franklin, Williamson	Tennessee		33	Single	Presbyterian	
Hood, Miss Elizabeth	Asst. Eng. Clerk	Shelbyville, Bedford	Tennessee		36	Single	Presbyterian	
Rogers, Miss Lucile V.	Asst. Eng. Clerk	Waverly, Humphreys	Tennessee		29	Single	Presbyterian	
McConnell, F. Brower	D Page	Nashville, Davidson	Tennessee		15	Single	Cumberland Presbyterian	
Clements, Robert	D Page	Dickson, Dickson	Tennessee		12	Single	Methodist	
Fitzpatrick, A. B., Elder	D Chaplain	Lebanon, Wilson	Alabama	Minister of Gospel	53	Married	Missionary Baptist, Mason	
S. N.	D Doorkeeper	Columbia, Maury	Tennessee	Farmer	69	Married	Cumberland Presbyterian	
Dew, Newt. E.	D Doorkeeper	Columbia, Maury	Tennessee	Farmer	69	Married	Cumberland Presbyterian	

MEMBERS

NAME	POST OFFICE AND COUNTY	PLACE OF BIRTH	OCCUPATION	Age	Married or Single	RELIGIOUS PREFERENCE AND SECRET ORDERS	COUNTIES REPRESENTED
Bass, E. D.	D Chattanooga, Hamilton	Tennessee	Insurance and Real Estate	39	Married	Elks, K. P., I. O. O. F., Jr. O. U. A. M.	Hamilton
Baxter, Nathaniel, Jr.	R D Nashville, Davidson	Tennessee	Farmer	67	Married	Methodist	Davidson
Blakemore, Eugene	D Shelbyville, Bedford	Tennessee	Farmer	60	Married	Presbyterian	Bedford, Moore, Coffee
Brett, James, Jr.	D Memphis, Shelby	Tennessee	Deputy Probate Court Clerk	41	Married	Presbyterian, Mason, Elk, K. & L. of H., Woodman	Owl, Shelby

Serial No.	NAME	POST OFFICE AND COUNTY	PLACE OF BIRTH	OCCUPATION	Married or Single	RELIGIOUS PREFERENCE AND SECRET ORDERS	COUNTIES REPRESENTED
3	Butler, E. E.	R Mountain City, Johnson	Tennessee	Lawyer	48 Married	Methodist, Mason, I. O. O. F.	Johnson, Carter, Washington, Unicoi, Greene
20	Cecil, Beaty	R New River, Scott	Tennessee	Lawyer	63 Married	Baptist, Mason, I. O. O. F., Jr. O. U. A. M.	Campbell, Claiborne, Hancock, Grainger, Morgan, Scott, Union
6	Church, J. W. C.	D Columbia, Maury	Tennessee	Farmer	54 Married	Methodist	Lewis, Maury, Perry
11	Clement, James A.	R D Dickson, Dickson	Tennessee	Lawyer	59 Married	Southern Methodist, Mason, K. P.	Dickson, Houston, Humphreys, Stewart
19	Crawford, John C.	R Maryville, Blount	Tennessee	Lawyer	37 Married	Presbyterian, U. S. A.	Blount, Sevier, Cocke, Jefferson, Hamblen
31	Draughon, Jesse M.	R D Springfield, Robertson	Tennessee	Farmer	40 Single	Christian, M. W. W.	Robertson, Montgomery
23	Elkins, Robt. A.	D Dresden, Weakley	Tennessee	Lawyer	32 Married	Presbyterian by choice, Mason	Lake, Obion, Weakley
22	Fisher, Hubert F.	D Memphis, Shelby	Florida	Lawyer	35 Married	Presbyterian	Shelby, Tipton
2	Fitzpatrick, A. J.	D Castalian Spgs, Sumner	Alabama	Farmer and Trader	50 Married	Missionary Baptist	Sumner, Trousdale, Macon
18	Fulton, Robert	D Fayetteville, Lincoln	Tennessee	Lawyer	40 Married	Southern Methodist, K. P., Kappa Sigma Fraternity	Lincoln, Marshall
27	Hare, J. L.	D Lexington, Henderson	Tennessee	Farmer and Merchant	53 Married	Christian	Madison, Henderson, Chester
33	Horne, W. D.	D Memphis, Shelby	Tennessee	Physician	60 Married	Cumb. Presbyterian, K. P., K. H., Mason	Shelby
8	Lambert, J. W.	R D Centerville, Hickman	Tennessee	Traveling Salesman	38 Married	Primitive Baptist	Hickman, Cheatham, Williams
32	Maxwell, W. H.	D Stanton, Haywood	Tennessee	Dry Goods Merchant	49 Married	Methodist, Mason, W. O. W.	Fayette, Haywood
7	McAlister, Hill	R D Nashville, Davidson	Tennessee	Lawyer	37 Married	Christian Church	Davidson
16	McKinney, J. W.	D Whitthorne, Carroll	Tennessee	Farmer	43 Widower	Presbyterian, Knight of Macabees, Farmers' Union	Carroll, Henry
4	Morrell, Norman B.	R Knoxville, Knox	Arkansas	Lawyer	42 Married	Episcopalian, Royal Arcanum	Knox
21	Pardue, James M.	R Sweetwater, Monroe	Tennessee	Editor and Farmer	50 Married	Mason, Odd Fellow	Knox, Loudon, Monroe, Polk
28	Pope, Lewis S.	D Pikeville, Bledsoe	Tennessee	Lawyer	34 Married	Southern Methodist, K. P.	Bledsoe, Cumberland, Rhea, Meigs, Sequatchie, Van Buren, White
32	Smith, Ernest C.	R D Gordonsville, Smith	Tennessee	Farmer	37 Married	Elk	Smith, Wilson
10	Stewart, Hoyte Tatum	D Woodbury, Cannon	Tennessee	Lawyer	33 Married	Baptist, F. & A. M., K. P., I. O. O. F., M. W. A., T. B. C.	Cannon, DeKalb, Rutherford
26	Thomas, Dorsey B.	D Camden, Benton	Tennessee	Farmer and Live Stock Dealer	43 Married	Baptist, K. P., Mason, M. W. of W., F. E. and C. A.	Benton, Decatur, McNairy, Hardin, Hardeman
3	Underwood, J. H.	R Clinton, Anderson	Tennessee	Attorney	44 Married	Baptist, Odd Fellow	Anderson, Bradley, James, McMin, Roane
25	Walker, J. V.	D Tracy City, Grundy	Tennessee	Miner	46 Married	Baptist, I. O. O. F., Nat. Union	Franklin, Grundy, Marion, Warren
45	Walsh, Thomas J.	D Humboldt, Gibson	Tennessee	Lawyer	32 Married	Catholic, Elk, L. O. O. M., W. O. W., K. of C., Sons of Confed. Veterans	Gibson
14	Welch, Geo. N.	D Monterey, Putnam	Tennessee	Lumberman	33 Married	Methodist, South	Putnam, Overton, Jackson, Pickett, Clay, Fentress
17	Williams, S. H.	D Dyersburg, Dyer	Tennessee	Lawyer	58 Married	Methodist	Dyer, Lauderdale, Crockett
9	Worley, J. Parks	D Bluff City, Sullivan	Tennessee	Live Stock and Farmer	39 Married	Methodist, Elk, I. O. O. F., K. A.	Sullivan, Hawkins

HOUSE OF REPRESENTATIVES—OFFICERS

NAME	OFFICE	POST OFFICE AND COUNTY	PLACE OF BIRTH	OCCUPATION	Married or Single	RELIGIOUS PREFERENCE AND SECRET ORDERS	COUNTIES REPRESENTED
Stanton, William M.	D Speaker	Memphis, Shelby	Meridian, Miss.	Lawyer	23 Single	Catholic, Owl, Beaver, and Alpha Tau Omega.	Shelby
Cason, Chas.	D Chief Clerk	Chapel Hill, Marshall	Chapel Hill, Tenn.	Law Student	23 Single	Presbyterian, Mason, K. of P., D. K. E.	
Green, J. D.	D Asst. Clerk	Brownsville, Haywood	Brownsville, Tenn.	Newspaper Man	31 Married	W. O. W.	
Hill, Miss Henrietta E.	D Asst. Eng. Clerk	Elizabethton, Carter	Mountain City, Tenn.	Insurance Agent	33 Married	Methodist, Mason	
Donnelly, Wm. D.	D Journal Clerk	Union City, Obion	Fulton, Ky.	Student	23 Single	Cumberland Presbyterian, Delta Kappa Epsilon	
Hawes, J. M.	D Asst. Journal Clerk	Nashville, Davidson	Nashville, Tenn.		Widow	Methodist	
Harding, Mrs. Roberta C.	Engrossing Clerk	Cedar Hill, Robertson	Springfield, Tenn.		Single	M. E. Church, South	
Stanford, Miss Bessie	Asst. Eng. Clerk	Hartsville, Trousdale	Hartsville, Tenn.		Single	Baptist	
Cate, W. T.	R Sergeant-at-Arms	Thorngrowth, Knox	Tennessee	Farmer	40 Married	Baptist, I. O. O. F.	
Royston, Clyde C.	R A. Sergeant-at-Arms	Jonesboro, Washington	Jonesboro, Tenn.		21 Single		
Cooper, Karl R.	D A. Sergeant-at-Arms	Quebeck, White	Tennessee		17 Single		
Long, Lem R.	D Chaplain	Nashville, Davidson	Mt. Pleasant, Tenn.	Minister	37 Married	Methodist	
Harrison, N. F.	D Doorkeeper	Germanatown, Shelby	Fayette Co., Tenn.	Farmer	77 Married	Protestant Presbyterian, F. & A. M., K. of P.	

MEMBERS

NAME	POST OFFICE AND COUNTY	PLACE OF BIRTH	OCCUPATION	Married or Single	RELIGIOUS PREFERENCE AND SECRET ORDERS	COUNTIES REPRESENTED
37 Abernathy, W. K.	D Selmer, McNairy	Adamsville, Tenn.	Lawyer	42 Married	Christian, Mason, K. of P., I. O. O. F.	McNairy
83 Acree, Lytton Glynn	D Model, Stewart	Tennessee	Farmer	46 Married	Christian, F. & A. M., W. O. W., I. O. O. F.	Stewart
19 Albright, Anderson D.	R Knoxville, Knox	Arcanum, Ohio	Pharmacist	42 Married	Prot. M. E. C. S., Mason, K. of P., I. O. O. F.	Knox, Loudon
17 Argo, A. J.	R Trezevant, Carroll	Carroll Co. Tenn.	Farmer	50 Married	Missionary Baptist	Carroll
14 Ausmus, Wm.	R Cumberland Gap, Claib.	Claiborne, Tenn.	Farmer	60 Married	Baptist	Claiborne
89 Babb, W. J.	D Brydstown, Fickett	Tennessee	Farmer, Educator	40 Married		Pickett, Overton, Clay, Fentress
88 Barnett, Sidney G.	D Nashville, Davidson	Savannah, Tenn.	Salesman	37 Married	Baptist, Royal Arcanum	Davidson
70 Bejseh, Lois Dillard	D Memphis, Shelby	Fayette Co., Tenn.	Lawyer	28 Single	Methodist, Master Mason	Shelby
99 Boyer, C. F.	R Newport, Cocke	Parrottville, Tenn.	Real Estate	66 Married	Methodist, Mason, and member G. A. R. Post No. 71	Cocke
36 Bryant, Frank E.	D Trenton, Gibson	Bradford, Tenn.	Lawyer	26 Single	Christian, Elk, I. O. O. F., Phi Kappa Phi	Gibson
48 Bullard, Wm.	R Sunbright, Morgan	Claiborne Co. 1 enn.	Farmer	62 Married	Methodist, F. & A. M., I. O. O. F., K. P.	Morgan, Anderson

NAME	POST OFFICE AND COUNTY	PLACE OF BIRTH	OCCUPATION	Married or Single	RELIGIOUS PREFERENCE AND SECRET ORDERS	COUNTIES REPRESENTED
27 Byrom, Isham P.	D Winchester, Franklin	Thompsons Ck., Tenn.	Lawyer	25 Married	Baptist, Mason	Franklin
28 Campbell, D. J.	D Whiteville, Hardeman	Mississippi	Farmer	62 Married	Missionary Baptist	Hardeman
33 Cardwell, B. D.	D Elmwood, Smith	Red Bolling Sp'gs, T.	Farmer	59 Married	Methodist, Knights of Pythias	Smith
94 Chambers, Will F.	D Chattanooga, Hamilton	Georgia	Lawyer	63 Married	K. of P., Elk	Hamilton
42 Childs, H. T.	D Fayetteville, Lincoln	Tennessee	Farmer	71 Married	Universalism, Mason	Lincoln
3 Cochrane, J. L.	D Union City, Obion	Cherry Creek, Miss.	Real Estate, Ins.	63 Married	Presbyterian, Mason, K. of P.	Obion, Lake, Dyer
31 Collier, Ellis G.	D Waverly, Humphreys	Waverly, Tenn.	Farmer	40 Married	Cumb. Presbyterian, I. O. O. F., M. W. A.	Humphreys, Perry
63 Collier, Henry S.	D Gallatin, Sumner	Sumner County, T.	Lawyer	85 Single	Presbyterian, Knights of Pythias	Sumner
86 Cox, John I.	D Bristol, Sullivan	Blountville, Tenn.	Farmer	85 Married	Presbyterian, Mason, Elk, Odd Fellow	Sullivan
15 Creswell, E. E.	R Sevierville, Sevier	Skyland, N. C.	Lawyer	21 Married	Methodist, I. O. O. F.	Sevier
53 Dannel, J. Tom	R Rockwell, Roane	Grandview, Tenn.	Life Insurance	35 Married	Christian, Mason 32, K. of P.	Roane
4 Davis, C. J.	D Cookeville, Putnam	Jackson Co., Tenn.	Farmer	72 Married	Presbyterian, Mason, R. A. M., I. O. O. F.	Putnam
22 Denton, C. C.	D Glendale, Maury	Glendale, Tenn.	Farmer, Mule Tr.	42 Married	Methodist	Maury
62 Dorsey, A. I.	D Ripley, Lauderdale	Union County, Miss.	Insurance	24 Single	Methodist	Lauderdale, Tipton
7 Drane, John M.	D Newbern, Dyer	Gibson County, Tenn.	Lawyer	24 Married	Presbyterian, I. O. O. F.	Dyer
41 Duncan, D. W.	R Tasso, Bradley	Dancey Co., N. C.	Farmer, Stock Br.	46 Married	Christian Church, Mason, W. O. W.	Bradley, Polk, James
11 Dunn, W. B.	D Etowah, McMinn	Cornings, Ga.	Farmer	63 Married	Methodist, Mason	McMinn
46 Emerit, Geo. W.	R Townsend, Blount	Blount County, Tenn.	Farmer, Teacher	46 Married	Methodist, I. O. O. F.	Blount
69 Enmons, A. E.	D Henderson, Chester	Lincoln Co., Tenn.	Nurseryman	32 Married	Christian, F. & A. M., W. O. W.	Chester, Hardeman, Haywood
51 Fisher, Henry	R Decaturville, Decatur	Decaturville, Tenn.	Lawyer	26 Single	M. E. C. S. F. & A. M., O. E. S.	Decatur
64 Fleeman, W. P.	R Lawrenceburg, Lawrence	Giles County, Tenn.	Farmer, Lum. Mfg.	46 Married	Methodist, Mason, I. O. O. F.	Giles, Lawrence, Wayne, Lewis
83 Fox, F. P.	D Gainesboro, Jackson	Tennessee	Farmer	59 Married	Christian	Jackson
78 Fuller, John Terry	R Mountain City, Johnson	North Carolina	Farmer, Stock R's	62 Married	Methodist, Royal Arch Mason, Odd Fellows	Johnson, Carter
66 Gallagher, Robt.	D Shelbyville, Bedford	Pennsylvania	Farmer	35 Married	Methodist, F. & A. M., I. O. O. F.	Bedford
56 Gilbert, Chas. C.	D Nashville, Davidson	Bethel, Tenn.	Asst. Sec. Bd. of T.	43 Married	Presbyterian, K. of P., National Union	Davidson
22 Green, Sam A.	D McMinnville, Warren	McMinnville, Tenn.	Farmer	61 Married	Christian	Warren
32 Harpole, Jno. A.	D Manchester, Coffee	Coffee Co., Tenn.	Banker	65 Single	M. E. Church, South, K. of P.	Coffee
10 Henderson, Jas. L.	R Powell, Knox	Tennessee	Farmer	50 Married	Baptist, F. & A. M., I. O. O. F.	Knox
66 Hill, Albert E.	D Nashville, Davidson	Nashville, Tenn.	Printer	42 Single	Episcopal, Typo. Union, National Union, Red Men, Elk	Davidson, Wilson
78 Hughes, T. B.	R Afton, Greene	Jeroldstown, Tenn.	Physician	39 Married	Baptist, I. O. O. F.	Greene
12 Hunt, W. E.	D Tellico Plains, Monroe	Tellico Plains, Tenn.	Farmer, N. P., J. P.	47 Married	Baptist, Mason	Monroe
24 Johnson, A. S.	D Jackson, Madison	Madison Co., Tenn.	Farmer	46 Married	Presbyterian, Elk	Madison
72 Johnson, W. A.	D Ellendale, Shelby	Brownsville, Tenn.	Farmer	43 Married	Methodist	Shelby
90 Kirkpatrick, James	D Bulls Gap, Hawkins	St. Clair, Tenn.	Real Estate	48 Married	Presbyterian	Hawkins, Sullivan
86 Koffman, J. H.	D Humboldt, Gibson	McNairy Co., Tenn.	Farmer	56 Married	Baptist, Farmers Union	Gibson
78 Larsen, Carl A.	D Memphis, Shelby	Norway	Painter	42 Married	Lutheran, Red Men, Painters Union	Shelby
28 LeFever, William	D Woodbury, Cannon	Woodbury, Tenn.	Farmer	51 Single	Christian, I. O. O. F.	Cannon

57 Link, M. E.	D Goodlettsville, David's n	Portland, Tenn.	Physician	42 Married	Methodist, Mason	Davidson
58 Long, Wm. H.	D Mt. Pleasant, Maury	Greenwood, Fla.	Farmer, Real Estate	63 Married	Presbyterian	Maury
49 Love, Isaac R.	R Erwin, Union	Washington Co., T.	Farmer	62 Married	Christian Church, Mason, Odd Fellows, Elk, Shriner	Union, Greene, Washington
64 Malone, Lit	D Nashville, Davidson	McNairy Co., Tenn.	Life Insurance Agt.	41 Married	Methodist, W. O. W., M. W. of A.	Davidson
1 Matthews, W. J.	D Windle, Overton	Overton Co., Tenn.	Farmer, Merchant	51 Married	Baptist, Mason	Overton
59 Mays, A. P.	D Nashville, Davidson	Tennessee	Real Estate	50 Married	Methodist	Davidson
62 McCormick, Grover N.	D Memphis, Shelby	Tipton Co., Tenn.	Lawyer	27 Single	Presbyterian, S. A. E., K. of P., Woodman	Shelby, Fayette
87 McDade, G. R.	D Troy, Obion	Fulton, Ky.	Hardware	32 Married	Methodist, W. O. W., K. T., Mason	Obion
39 McFarland, Lon P.	D Martha, Wilson	Wilson Co., Tenn.	Farmer	34 Single	Married, Woodman	Wilson
60 McFarland, W. R.	D Dresden, Weakley	Weakley Co., Tenn.	Lawyer	34 Single	Primitive Baptist	Weakley
61 Miller, W. R.	D Ripley, Lauderdale	Caroline Co., Va.	Banking	62 Married	Christian, K. of P., I. O. O. F.	Lauderdale
30 Miller, G. M.	D Lewisburg, Marshall	Franklin Co., Tenn.	Lawyer, Teacher	35 Single	Presbyterian, U. S. A., K. of P., I. O. F., F. K. A.	Marshall
23 Mitchell, Samuel Henry	D Mason, Tipton	Macon, Ga.	Retired	70 Married	Episcopal	Marshall
79 Moore, I. B.	D Sparta, White	White Co., Tenn.	Teacher, Farmer	43 Married	Christian, F. & A. M., I. O. F., F. E. & C. U. A.	Tipton
6 Morris, G. L.	D Cedar Hill, Robertson	Cedar Hill, Tenn.	Farmer	47 Married	K. of P.	White
5 Mullens, H. J.	D Franklin, Williamson	Jasper, Ala.	Insurance	43 Married	Baptist, K. of P.	Robertson
66 Murphy, John P.	D Nashville, Davidson	Thompson Sta., Tenn.	Linotype Operator	43 Married	Roman Catholic, I. O. R. M., Nat'l Union, K. of C., Typo. Union	Williamson
95 Myers, Thos. S.	D Chattanooga, Hamilton	Pikeville, Tenn.	Lawyer	28 Married	Christian, Mason, Elk	Davidson
80 Neely, Charles L.	D Memphis, Shelby	Hardeman Co., Tenn.	Lawyer	24 Single	Episcopalian	Hamilton
2 Nichols, N. N.	D Stewart, Houston	Humphreys Co., T.	Lumber	41 Married	M. E. Church, South; Mason	Shelby
96 O'Brien, John	D Chattanooga, Hamilton	Alabama	Printer, Publisher	36 Married	K. of P., I. O. O. F., Deers	Houston, Montgomery
47 Park, J. F.	D Friendship, Crockett	Jackson Co., Ga.	Farmer	59 Married	Methodist, Mason	Hamilton
85 Parks, J. E.	D Somerville, Fayette	Tennessee	Physician, Farmer	47 Married	Methodist, Mason, F. U.	Crockett
50 Pierce, Will	R Rogersville, Hawkins	Hawkins Co., Tenn.	Insurance	33 Single	Presbyterian, K. of P.	Fayette
71 Quenichet, Henry E.	D Germantown, Shelby	Shelby Co., Tenn.	Farmer	31 Single	Methodist, A. F. & A. M., W. O. W., B. R. of T. O. F.	Hawkins
20 Raulston, Sam H.	R Comfort, Marion	Marion Co., Tenn.	Farmer, Stock R'r.	42 Single	Methodist, I. O. F.	Shelby
8 Riekman, M. D.	D Palmyra, Trousdale	Hartsville, Tenn.	Miller	63 Married	Methodist, Mason	Marion
76 Roberts, P. O.	R Lexington, Henderson	Montgomery Co., Tenn.	Farmer, Stock R'r.	42 Single	Cumb. Presbyterian	Macon, Sumner, Trousdale
82 Robinson, Norman R.	R Lexington, Henderson	Tennessee	U. S. Commissioner	67 Married	C. P., F. & A. M.	Montgomery
77 Royston, C. A.	R Jonesboro, Washington	Tennessee	Merchant, Lawyer	36 Married	Methodist	Nadison, Henderson
74 Scott, Lon A.	R Savannah, Hardin	Limestone, Tenn.	Dental Surgeon	37 Married	Methodist	DeKalb
84 Schmittout, T. R. V.	D Slayden, Dickson	Cypress Inn, Tenn.	Merchant	24 Single	Baptist, Jr. O. U. A. M., K. of P., F. E. & C. U. of A.	Washington
68 Shaw, C. C.	D Mercer, Haywood	Dickson Co., Tenn.	Farmer	56 Married	Baptist, F. & A. M., I. O. F.	Hardin
83 Smith, J. Parnick	R Knoxville, Knox	Knox Co., Tenn.	Farmer	50 Married	Presbyterian	Dickson
47 Stephenson, John V.	R Little Lot, Hickman	Pinewood, Tenn.	Farmer	37 Married	Baptist, F. & A. M., W. O. W., U. C. T.	Haywood
25 Stone, R. J.	D Neptune, Cheatham	Cumberland F., Tenn.	Farmer, Live Stock	50 Married	Christian, K. of P.	Knox
20 Stone, Andrew Alexis	D Fayetteville, Lincoln	Dellrose, Tenn.	Student, Merchant	34 Married	Methodist, K. of P., S. A. E.	Hickman
48 Spears, Geo. M.	D Prospect, Giles	Danville, Ky.	Farmer	27 Married	Methodist, Phi Delta Theta	Cheatham, William's, Robertson
20 Taylor, Frank E.	D New Market, Jefferson	New Market, Tenn.	Lawyer	34 Married	Presbyterian, Pi Kappa Alpha	Lincoln, Moore, Bedford
24 Taylor, M. H.	D Jackson, Madison	Jackson, Tenn.	Real Estate, Ins.	26 Single	Presbyterian, Mason, K. of P.	Giles
16 Testerman, W. T.	R Kyles Ford, Hancock	Kyles Ford, Tenn.	Farmer	48 Married	Methodist, B. O. F., K. of P., I. O. F., W. O. W.	Hamblen, Jefferson
						Nadison
						Grainger, Hancock

NAME	POST OFFICE AND COUNTY	PLACE OF BIRTH	OCCUPATION	M O V	Married or Single	RELIGIOUS PREFERENCE AND SECRET ORDERS	COUNTIES REPRESENTED
26 Thompson, J. R.	D Spring City, Rhea	Rhea Co., Tenn.	Stock Raiser	54	Married	Methodist	Rhea, Meigs
91 Todd, Andrew L.	D Murfreesboro, Rutherford	Rutherford Co., Tenn.	Lawyer	40	Married	Missionary Baptist, K. S., K. P., I. O. O. F., B. P. O. E.	Rutherford
55 Walker, Paris	R Sharps Chapel, Union	Union Co., Tenn.	Farmer, Merchant	45	Married	Methodist, Mason	Union, Campbell, Scott
67 Weldon, W. E.	D Paris, Henry	Henry Co., Tenn.	Life Insurance	52	Married	M. E. Church, South; F. & A. M. 32, K. T.	Henry
9 West, Frank L.	R Knoxville, Knox	Rutledge, Tenn.	Newspaper Writer	24	Single	Presbyterian, Mason	Knox
24 Williamson, Harry	D Atwood, Carroll	Gibson Co., Tenn.	Teacher	26	Single	Cumb. Presbyterian, M. W. of A.	Carroll, Henry, Weakley
89 Wilson, Thomas E.	D Grassy Cove, Cumberland	Cumberland Co., Tenn.	Farmer, Stock R'r	49	Married	Methodist	Cumberland, Bledsoe, Se- quatchie, Van Buren.
81 Winchester, C. Lee	D Memphis, Shelby	Macon, Ga.	Lawyer	24	Married	Episcopalian, Kappa Alpha	Grundey Shelby

PUBLIC ACTS

OF THE

GENERAL ASSEMBLY of the STATE OF TENNESSEE

PASSED BY THE

FIFTY-EIGHTH GENERAL ASSEMBLY,

WHICH WAS BEGUN AND HELD AT NASHVILLE, ON THE FIRST
MONDAY IN JANUARY, IN THE YEAR OF OUR LORD ONE
THOUSAND NINE HUNDRED AND THIRTEEN.

CHAPTER 1.

HOUSE BILL No. 55.

(By Mr. Creswell.)

AN ACT to separate the offices of State Treasurer and Insurance Commissioner, and to create a separate Department of Insurance and provide for the appointment of an Insurance Commissioner, a Deputy Insurance Commissioner, and clerical assistants; to define their duties and to fix their compensation.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That on and after March 1, 1913, there is hereby created a separate Insurance Department whose chief officer shall be styled "Insurance Commissioner," who shall perform all the duties now required by law to be performed by the Insurance Commissioner and State Treasurer as Insurance Commissioner.

SEC. 2. *Be it further enacted*, That the Insurance Commissioner shall be appointed by the Governor of the State, and shall serve for a term of two years or until his successor is appointed and qualified. He shall execute bond in the sum of twenty thousand dollars (\$20,000) in a surety company authorized to do business in the State, for the faithful perform-

ance of his duties. His compensation shall be thirty-six hundred dollars (\$3,600) per annum, payable monthly out of the treasury of the State on the warrant of the Comptroller.

SEC. 3. *Be it further enacted*, That the Governor shall appoint to the office of Insurance Commissioner only such a person who is qualified in the business of insurance by at least five years active experience in said business.

SEC. 4. *Be it further enacted*, That there shall be a Deputy Insurance Commissioner and a stenographer to be appointed by the Insurance Commissioner, and to serve at the pleasure of the Insurance Commissioner. The salary of the Deputy Insurance Commissioner and stenographer shall be \$1,500 per annum and \$800 per annum, respectively, payable monthly out of the treasury of the State on the warrant of the Comptroller. The official acts of the Deputy Insurance Commissioner assigned to him by the Insurance Commissioner shall be taken as done by the Insurance Commissioner, who shall be responsible for the same. The appointment of Deputy Insurance Commissioner and stenographer shall not be for a longer time than two years, and shall not continue longer than the incumbent making the appointment remains in office.

SEC. 5. *Be it further enacted*, That the Insurance Commissioner shall be entitled to, and shall be paid, all necessary traveling expenses, including railroad fare and hotel bills paid while away from their office on official business.

SEC. 6. *Be it further enacted*, That the Insurance Department shall be upon the same basis as the other departments of the State, and shall be furnished with proper equipment and furnishings, stationery, stamps, and such other supplies as are provided by law for them.

SEC. 7. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

SEC. 8. *Be it further enacted*, That this Act shall

take effect from and after March the first, the public welfare requiring it.

Passed January 21, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 2.

HOUSE BILL No. 54.

(By Mr. West.)

AN ACT to create the office of State Auditor; to define and prescribe the powers and duties thereof; and to repeal all laws or parts of laws in conflict with this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That there shall be an Auditor for this State, who shall be not less than thirty years of age, who shall be appointed by the Governor, and who shall be commissioned and hold office for a term of two years.

SEC. 2. *Be it further enacted,* That before said Auditor shall enter upon the performance of his duties, he shall enter into bond, with two or more sufficient sureties, in the penal sum of twenty thousand dollars, payable to the State of Tennessee, conditioned upon the faithful performance of the duties enjoined on him by law agreeably to the Constitution.

SEC. 3. *Be it further enacted,* That it shall be the duty of the State Auditor—

1. To keep his office at the seat of government.

2. To keep a full and complete register of the acts of his office.

3. To carefully examine and audit not less than once each fiscal year the books, documents, records, and accounts of all State officers, and report his findings to the Governor on or before the thirtieth day of June.

4. To carefully examine and audit, not less than once each fiscal year, the books, documents, records, and accounts of all State educational, charitable, penal, reformatory, and all other State institutions, and report his findings to the Governor on or before the thirtieth day of June.

5. To make special examinations of, and to audit, the books, records, documents, and accounts of any State officer or of any State educational, charitable, penal, reformatory, or any other State institution upon the order of the Governor, and report his findings thereof to the Governor in such manner as may be prescribed in such order and in strict accordance therewith.

SEC. 4. *Be it further enacted*, That the State Auditor shall have the power—

1. To require all State officers, their assistants, clerks, and stenographers to produce any and all books, papers, documents, and records of their offices and submit the same to his inspection within the business hours of said offices.

2. To require the trustees, superintendents, and other managing officers of any State educational, charitable, penal, reformatory, or other State institution to produce any and all books, papers, documents and records of such institutions, and submit the same to his inspection within reasonable hours.

3. To subpoena witnesses and compel their attendance before him, and to administer oaths to them as may be necessary in the performance of his duties. False swearing of such witnesses before the State Auditor shall constitute perjury, and be punishable accordingly.

SEC. 5. *Be it further enacted*, That the annual salary of the State Auditor shall be \$3,000, payable monthly.

SEC. 6. *Be it further enacted*, That there shall be an Assistant State Auditor and a stenographer to

be appointed by the State Auditor, whose salaries shall be \$1,800 per annum and \$1,000 per annum, respectively, payable monthly. The official acts of the Assistant State Auditor, assigned to him by the State Auditor, shall be taken as done by the State Auditor, who shall be responsible for the same. The appointment of the Assistant State Auditor and stenographer shall not be for a longer time than two years, and shall not continue longer than the incumbent making the appointment remains in office.

SEC. 7. *Be it further enacted*, That the State Auditor, Assistant State Auditor, and stenographer shall be entitled to and shall be paid all necessary traveling expenses, including railroad fare, hotel bills, etc, while away from the seat of government; and the State Auditor shall be allowed all necessary expenses for books, stationery, office equipment, and all other expenses such as are incident to the conduct and management of other State officers. The State Auditor shall be assigned an office or offices in the Capitol or Capitol Annex by the Superintendent of the Capitol.

SEC. 8. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed January 23, 1913:

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 3.

SENATE BILL No. 44.

(By Mr. Underwood.)

AN ACT to amend Section 4576 of the Code of Tennessee, 1858, increasing the compensation of County Surveyors of the several counties of the State of Tennessee.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 4576 of the Code of Tennessee, 1858 (it being Section 6415 of Shannon's Code of Tennessee), be, and the same is, hereby so amended by striking out the "three dollars," and inserting "five dollars" at the end of the following paragraph, so that said paragraph shall be as follows.

"For services per day, computed from the time of leaving home and including the actual time necessary for calculating the area of such surveys, five dollars."

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed January 30, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 5, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 4.

SENATE BILL No. 77.

(By Mr. Lambert.)

AN ACT to be entitled "An Act to improve the public-school system of the State by authorizing Boards of Education to consolidate schools, provide for the public transportation of pupils, and to employ supervisors."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That whenever it shall appear to the County Board of Education, or the County High School Board of Education, in any county of the State that the efficiency of the public schools would be improved thereby, said Boards of Education shall have full power, and are hereby granted authority to consolidate two or more schools.

SEC. 2. *Be it further enacted,* That whenever, by reason of such consolidation, a sufficient number of children is situated too far away from such schools to attend without transportation, said Boards of Education are hereby authorized and empowered to make provisions for the transportation of said pupils that reside too far away from said school to attend without transportation, and to pay for same out of the respective public school funds of the county in which such children reside.

SEC. 3. *Be it further enacted,* That said Boards of Education are hereby given authority to employ supervisors of schools, whose duties shall be to assist County Superintendents of Public Instruction in the organization, gradation, and supervision of the public schools of the county, and the organization of industrial work, and to pay for same out of the respective public school funds of the county; *provided,* that such supervisors shall be persons of known ability to supervise the work of other teachers, and shall have the equivalent of a high school education; *provided, further,* that supervisors of elementary

schools shall hold an elementary certificate of the first grade, and supervisors of high schools shall hold a high school certificate of the first grade.

SEC. 4. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed February 11, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 13, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 5.

SENATE BILL No. 1.

(By Mr. Butler.)

AN ACT to amend Chapter 156, Acts, 1901, entitled "An Act to prevent the spread of communicable diseases among domestic animals in the State of Tennessee, and to provide greater protection to the live-stock industry of the State, and to provide penalties for the violation of this Act; and to repeal Chapter 424 of the Acts of 1899, and to amend Chapter 46 of the Acts of 1897."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 156, Acts 1901, be, and the same are, hereby amended so as to make Section 10 read as follows:

"Be it further enacted, That whenever, in the opinion of the State Veterinarian, the public safety demands the destruction of any animal or animals

under the provisions of this Act, he shall, before ordering the killing or slaughtering of the same, appoint three (3) competent and disinterested freeholders, who shall be affirmed or sworn before proceeding to act, and they shall make a just and true valuation of said animal or animals to be so killed or slaughtered, and in valuing shall consider the health and condition of the animal when killed. In no case shall the owner be awarded in excess of one-half the market value of the animal. Such appraisal shall in no case exceed twenty-five dollars (\$25) for a cow and sixty-five dollars (\$65) for a horse or mule, except in the case of pure-bred cattle and horses, when the pedigree shall be proved by certificate of registry from the herd or record books where registered, in which case the maximum appraisal shall not exceed one hundred dollars (\$100). The board of appraisers shall make and deliver a written certificate setting forth all the essential facts in the case to the lawful owner, who shall present the same for payment to the Chairman of the County Court of the county in which such animal or animals are so killed or slaughtered, and the same shall constitute a county charge, to be paid as other claims against the county are paid."

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 13, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 6.

SENATE BILL No. 15.

(By Mr. Smith.)

AN ACT to regulate the distribution, sale, and use of virulent blood from cholera-infected hogs, or "virus," and to prescribe penalties for violation of same.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That it shall be unlawful for any person, firm, or corporation to distribute, sell, or use, in the State of Tennessee, virulent blood from hog cholera, infected hogs, for virus, unless, and until, they have obtained written permission from the State Veterinarian for such distribution, sale, or use.

SEC. 2. *Be it further enacted*, That any person, firm, or corporation guilty of violating the provisions of this Act, or failing or refusing to comply with the requirements hereof, shall be fined not less than fifty nor more than one hundred dollars for each offense, and may be imprisoned, in the discretion of the court, not less than ten nor more than thirty days, and shall be liable to any person injured on account of such violation to the full amount of the damages and all costs.

SEC. 3. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 13, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 7.

SENATE BILL No. 196.

(By Mr. Fisher.)

AN ACT to amend Chapter 142 of the Acts of the General Assembly of 1875, entitled "An Act to provide for the organization of corporations," so as to provide for the incorporation of levee associations for the purpose of gathering and disseminating, by the publication of a magazine, of pamphlets, or otherwise, information with reference to the protection of the alluvial lands in this and other States from overflow, the revetment of caving banks, and generally for the purpose of informing the people and of creating and unifying levee sentiment and interest within and without the State.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 142 of the Acts of the General Assembly of 1875, entitled "An Act to provide for the organization of corporations," be, and the same is, now amended so as to provide that charters may be granted to any association of individuals for the purpose of gathering and disseminating by the publication of a magazine, of pamphlets, or otherwise, information with reference to the protection from overflow of the alluvial lands in this and other States, by the building of levees, the revetment of caving banks, and generally for the purpose of informing the people and of creating and unifying levee sentiment and interest within and without the State; and declaring the purposes of such organization, it shall be lawful for the incorporators to use other and more elaborate and more explicit language than the above in designating the river or rivers to be leveed, and the methods to be used in achieving the proposed protection. The work being educational and solely for the general welfare, it is desirable it shall have the widest possible scope.

SEC. 2. *Be it further enacted*, That the form of a charter for the foregoing purposes shall be as follows:

"STATE OF TENNESSEE, CHARTER OF INCORPORATION.

"Be it Known, That (here fill this blank with the names of five or more persons who desire to be incorporated), are hereby constituted a body politic and corporate by the name and style of (here fill the blank with the name of corporation and state the general purposes for which the charter is sought, embracing a full, but not necessarily minute, account of the objects of the business of the association)."

General
powers of.

The general powers of said corporation shall be to sue and be sued by the corporate name; to have and use a common seal, which it may alter at pleasure; if no common seal, then the signature of the name of the corporation by any duly authorized officer shall be legal and binding; to purchase and hold, or receive by gift, bequest, or device, personal property and real estate necessary for the transaction of the corporate business, and also to purchase or accept any real estate as a gift, or in payment, or in part payment, of any debt due to the corporation, and sell the same; to establish by-laws, and make all rules and regulations, not inconsistent with the laws and constitution, deemed expedient for the management of corporate affairs; and to appoint such subordinate officers and agents, in addition to a President and Treasurer and Secretary-Manager, as the business of the corporation may require; designate the name of the office, and fix the compensation of the officer.

Officers and
compensation.

The said five or more incorporators shall, within a convenient time after the registration of this charter in the office of the Secretary of State, hold a meeting, or meetings, at which they may add to their number; and the incorporators, and those thus added, shall constitute the first Board of Directors, and shall elect from among their number a President and Vice President, and they shall elect a Treasurer and an officer to be called "Secretary-Manager." The two last-named officers may be elected from among the directors or not, as may from time to time seem best to this Board.

Board of
Directors.

The Board of Directors shall at any time have the power to increase the number of directors to one hundred. The first and any subsequent Board of

Directors shall have the power to elect or admit other members who, on acceptance of membership and payment of the due, shall become members of the organization, and to them shall be issued a certificate of membership for the time for which such dues are paid. The Board of Directors shall have the right to determine what amount of money paid into the treasury shall be a prerequisite for membership, or, if necessary, what amount shall thus be annually paid, and a failure thus to pay, shall, in the discretion of the directors, justify the expulsion of such defaulting member.

In all elections each member to be entitled to one vote in person, no proxies being allowed, and the result to be determined by a majority of the votes cast.

One-third of the members of the first Board of Directors shall hold their office for two years; one-third for four years, and one-third for six years. The Board shall determine the term or terms of membership of its members and of the members subsequently appointed, and shall fill any vacancies occurring through death, removal, resignation, or declination, and those appointed to fill a vacancy thus created shall serve for the unexpired term of the person whose place they fill. The places of directors whose term expires shall be filled by vote of the members of the organization at the general meeting, but all directors, or other officers, shall hold their position until their successors have been elected and have accepted. The President shall fill all vacancies until the next meeting of the Board of Directors, and shall report such appointments, which shall be subject to the action of the Board.

Term of office.

The Board of Directors shall appoint executive agencies, pass by-laws, solicit or cause to be solicited, subscriptions toward the work of the association, and generally supervise and manage the business of the association.

The general welfare and not individual profit is the object for which this charter is granted, and hence the members are not stockholders in the legal sense of the term, and no dividend or profit shall be divided among the members, and no stock shall be issued; but a certificate of membership shall be

given those who become members, and a simple receipt to those who subscribe additional money for the carrying out of the purposes of the organization. The members may, on the written recommendation of three-fourths of the directors, voluntarily dissolve the corporation by a conveyance of its assets and property to any other corporation for purposes not of individual profit, first providing for the payment of all corporate debts. A violation of any of the provisions of the charter shall subject the corporation to dissolution at the instance of the State.

This charter is subject to modification or amendment, and in case said modification or amendment is not accepted, corporate business is to cease, and the assets and property, after payment of debts, are to be conveyed as aforesaid to some other corporation holding a charter for purposes not connected with individual profit. Acquiescence in any modification thus declared shall be declared at a meeting of the members specially called for that purpose, or at the regular annual meeting, and only those voting in favor of the modification shall thereafter compose the corporation.

The means, assets, income, or other property of the corporation shall not be employed, directly or indirectly, for any other purpose whatever than to accomplish the legitimate objects of its creation, and by no implication or construction shall it possess the power to issue notes or currency, deal in currency, notes, or coin, buy and sell products, or engage in any kind of trading operation, nor hold any more real estate than is necessary for its legitimate purposes.

Expulsion shall be the only remedy for the non-payment of dues by the members, and there shall be no individual liability against the members, directors, or other officers for corporate debts, or for failure to attend meetings, or want of knowledge with reference to the management of the business of the corporation, but the entire corporate property shall be liable for the claims of creditors.

Be it further enacted, That this Act take effect

from and after its passage, the public welfare requiring it.

Passed February 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 21, 1913.

BEN W. HOOPER,
Governor

CHAPTER 8.

SENATE BILL No. 8.

(By Mr. Butler.)

AN ACT to provide for the indeterminate sentence of persons convicted of crime, and to authorize and regulate the paroling of prisoners so sentenced.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That whenever any person over eighteen years of age is convicted of any felony or other crime committed after the passage of this Act and punishable by imprisonment in the penitentiary, the court imposing such sentence shall not fix a definite term of imprisonment, but shall sentence such person to the penitentiary for an indefinite period, not to exceed the maximum term nor to be less than the minimum term provided by law for the crime for which the person was convicted and sentenced, making allowance for good time as now provided by law; and the person sentenced shall be subject to release or parole, and to final discharge by the Board of Parole as hereinafter provided; *provided*, that if a person be sentenced for two or

Board of
Parole.

more such separate offenses, sentence shall be pronounced for each offense, and imprisonment thereunder may equal, but shall not exceed, the total of the maximum terms provided by law for such offenses, which total shall, for the purpose of this Act, be construed as one continuous term of imprisonment; and *provided, further*, that this Act shall not interfere with the operation of statutes providing for punishment for certain offenses by fine or imprisonment in the county jail or both.

SEC. 2. *Be it further enacted*, That if through mistake or otherwise, any person shall be sentenced for a definite period of time for any offense, such sentence shall not be void, but the person shall be deemed to be sentenced nevertheless as provided by the terms of this Act; and he shall be entitled to all the benefits and subject to the liabilities under this act in the same manner and to the same extent as if sentence had been pronounced in the terms and manner required thereby.

Provisions of
parole.

SEC. 3. *Be it further enacted*, That the Board of Prison Commissioners be, and they are, hereby constituted a Board of Parole, and shall have the power to cause to be released on parole any person sentenced to confinement in the penitentiary who has served the minimum term provided by law for the offense committed by him, less good time; *provided*, that no convict serving a life sentence shall be paroled until he has served for twenty-five years, less diminution which would have been allowed for good conduct had his sentence been for twenty-five years. Such convicts, while on parole, shall remain in the lawful custody and under the control of said Board, subject at any time to be returned to the penitentiary upon a violation of the terms of parole; and a written order of said Board, certified by any member thereof, shall be sufficient warrant to any officer to retake and return to actual custody any such convict; and the Governor shall have the power to issue requisition for any such person if he has departed from the State. Geographical limits wholly within the State may be fixed in each case, and the same enlarged or reduced according to the conduct of the prisoner. In considering application for parole or for recommendation for final release, said

Board shall not entertain any petition, or hear any argument, from any attorney or other person not connected with the penitentiary, in favor or against the parole or release of any prisoner; but it may institute inquiries by correspondence, by taking testimony, or otherwise, as the history, physical, or mental condition or character of such prisoner, and each member of said Board is hereby authorized to administer oaths to witnesses for every such purpose.

Sec. 4. *Be it further enacted*, That said Board shall have power, with the advice and consent of the Governor, to employ a suitable person as Secretary and Parole Officer, at a salary of not more than \$1,800 per year and necessary expenses when on official business required and designated by the Board. He shall keep such records and perform such duties as State Parole Officer, or otherwise, as shall be prescribed by the Board.

Secretary of
Board.

All salaries and expenses of said Board of Parole shall be paid out of the prison funds of the State, and shall be accounted for by the Prison Commissioner as a part of the necessary expenses of prison management. It shall be the duty of said Board, through the Parole Officer, to keep in communication as far as possible with all prisoners who are on parole, and also with their employers, and such prisoners shall report to said Board through the Parole Officer at such times and in such manner as the Board may prescribe. When such person or parole has kept the conditions thereof in such manner and for such period of time as shall satisfy the Board that he is reliable and trustworthy, and that he will probably remain at liberty without violating the law, and that his release is not incompatible with the welfare of society, then said Board may recommend to the Governor that he grant to such prisoner a final discharge from confinement under such sentence, and thereupon the said Board shall issue to such prisoner a certificate of such final discharge; and shall also cause a record of the acts of such prisoner to be made, showing the date of his commitment, his record while in prison, the date of his parole, his record while on parole, and other reasons for his final discharge, together with any other facts

Expenses of
the Board.

Prisoner may
be discharged
—how.

which said Board may deem proper; and a copy of such record, certified to by the Secretary, shall be admissible as evidence in any proceeding in which such prisoner seeks restoration to the rights and privileges of citizenship. Nothing in this Act shall be construed as seeking to impair the pardoning power of the Governor, or the duties of the Advisory Board of Pardons.

Information
upon request.

SEC. 5. *Be it further enacted*, That it shall be the duty of all public officers of the State, and all municipal officers of any cities, to aid the said Board of Parole and its Parole Officer by furnishing upon request any information which they may possess in regard to the whereabouts or conduct of any paroled prisoner. The said Board of Parole shall have power, from time to time, to make, alter, amend, and publish rules governing the granting of paroles and the procedure relative thereto, and rules as to the conditions of parole and the conduct and employment of prisoners on parole, and such other matters touching the exercise of the powers and duties conferred upon said Board by this Act as it may deem proper; *provided*, that the same shall not be inconsistent with any of the provisions of this Act.

SEC. 6. *Be it further enacted*, That all Acts and parts of Acts in conflict herewith are hereby repealed; *provided*, that the repeal thereof shall not in any manner affect the parole, release, discharge, custody, retaking, or reconfinement of any prisoner now or heretofore confined, paroled, or subject to be retaken or reimprisoned.

SEC. 7. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 9.

HOUSE BILL No. 53.

(By Davidson County Delegation.)

AN ACT to regulate and require the attendance of school children upon schools in the State of Tennessee, and to provide means for the enforcement of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That every parent, guardian, or other person, in the State of Tennessee, having charge or control of any child between the ages of eight and fourteen years inclusive, shall cause such child to be enrolled in and attend some day school, public, private, or parochial, for eighty consecutive days, or when the school term is less than eighty days in length, for the full term, in each year in the county or city in which said child may reside.

Provided, That in cities maintaining a separate school system which have a scholastic population of five thousand or over by the State school census of 1912 or any subsequent State school census, any parent, guardian, or other person having charge or control of any child between the ages of eight and fourteen inclusive, shall cause such child to attend school for the full school term.

Compulsory
age 8 to 14
years.

Provided, further, that any parent, guardian, or other person having charge or control of any child between the ages of fourteen and sixteen years who is not actively and regularly and lawfully engaged in some useful employment or service, or who is unable to read and write, shall cause such child to attend school as herein provided for children between the ages of eight and fourteen years.

SEC. 2. *Be it further enacted*, That any child between the ages aforesaid may be excused temporarily from complying with the provisions of this Act in whole or in part, if it be shown to a court of competent jurisdiction, or a County or City Board of Education having control of the school to which said

Nonatten-
dance.

child belongs, that said parent, or guardian, or person having charge or control of said child is not able, through extreme destitution, to provide proper clothing for said child, or that said child is mentally or physically incapacitated to attend school for the whole period required or any part thereof, or that the school to which the said child belongs is more than two miles by the nearest-traveled road from the residence of the child, and public transportation to and from school is not provided, or that said child has completed an elementary school course, including eight grades, and has certificate to that effect from the principal of the school attended.

To provide
books in
certain cases.

If any child is unable to attend school as hereinbefore required by not being able to procure books, on satisfactory proof of the same, the County or City Board of Education having charge of the school to which said child belongs, shall purchase said books out of the general school fund of the city or county and lend to said child under regulations prescribed by the State Board of Education.

If it is ascertained by any City or County Board of Education that any child, who is required under the provisions of this Act to attend a school under the control of the said County or City Board of Education, is unable to do so on account of lack of clothing or food, such case shall be reported to any suitable relief agency of said county or city, or if there be no such suitable relief agency to whom the case can be referred, it shall be reported to the proper Commissioners of the Poor or other officials having charge of such work for investigation and relief.

False state-
ments.

SEC. 3. *Be it further enacted*, That any parent, guardian, or other person having charge or control of any child embraced within the provisions of this Act who, with intent to evade the provisions of this Act, shall make a false statement concerning the age of such child or the time that such child has attended school, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any case not less than two dollars or more than fifty dollars, at the discretion of the court.

Any parent, guardian, or other person failing to comply with the provisions of this Act, shall be

deemed guilty of misdemeanor, and upon conviction thereof shall pay a fine of not less than two dollars nor more than twenty dollars for the first offense, and not less than five dollars nor more than fifty dollars for the second and every subsequent offense, and the cost of the suit.

Failure to
comply.

Provided, That such fine may be suspended and finally remitted by the court trying the case with or without the payment of costs, at the discretion of the court, if the said child be immediately placed in regular attendance in some day school as aforesaid; and if such fact of regular attendance is proven subsequently to the satisfaction of said court by an attested certificate of attendance by the superintendent or teacher of said school.

Any parent, guardian, or other person having charge or control of any child embraced within the provisions of this Act, who shall be proceeded against under this Act, may prove in defense that he is unable to compel the child under his control to attend school, and he may thereupon be discharged from liability, and such child shall be proceeded against as a delinquent child under the statutes in such cases provided.

SEC. 4. *Be it further enacted*, That the County Judge or Chairman of the County Courts of the several counties of this State shall have original and exclusive jurisdiction of all cases coming within the provisions of this Act; *provided*, that in all cities maintaining a separate system of schools, the City Recorder or Judge of said city shall be vested with all rights and powers to try and dispose of such cases coming within his jurisdiction; *provided, further*, that any party aggrieved may appeal to the Circuit Court from the action of the County Judge.

Those having
jurisdiction.

SEC. 5. *Be it further enacted*, That all fines and penalties provided in this Act shall be for the use of the public schools of the county or city in which such child resides. Any such fine or penalty may be recovered by rule or in any way that a court of equity enforces its orders or decrees.

Fines and
penalties.

SEC. 6. *Be it further enacted*, That it shall be the duty of the County or City Superintendent to furnish to teachers, or in schools having more than one teacher, to principals, or cause to be furnished through

Report of de-
pendent pu-
pils.

any duly elected attendance officer as hereinafter provided, the names of pupils depending on their schools for instruction, the said lists to be taken from the census enumeration on file in the office of the Superintendent. It shall be the duty of said teachers and principals to report promptly and regularly to the County or City Board of Education, through the County or City Superintendent of Schools, the names of all parents, guardians, or other persons who fail to comply with the provisions of this Act.

Notice of
attendance.

It shall then be the duty of the Board of Education, through the County or City Superintendent, or through any duly elected attendance officer, to give written notice to parent, guardian, or other person having charge and control of such child, that the attendance of such child at school is required; and if said parent, guardian, or other person does not comply immediately with the provisions of this Act, said County or City Superintendent of Schools, or said duly elected attendance officer shall proceed against such child as a delinquent child, and against such parent, guardian, or other person for violation of this Act.

Attendance
officers.

SEC. 7. *Be it further enacted*, That in every city maintaining a separate school system having a scholastic population of five thousand or more by the State school census of 1912 or any subsequent State school census, the Board of Education of said city shall elect one or more attendance officers to enforce the provisions of this Act. In every city maintaining a separate system having a scholastic population of less than five thousand by the State school census of 1912 or any subsequent State school census, and in every county, the Board of Education of said city or county shall have authority to elect one or more attendance officers to enforce the provisions of this Act; *provided*, that not more than one attendance officer shall be elected for every five thousand school children residing in any city or county; *provided, further*, that every city having a separate system of schools, and every county, may appoint one such attendance officers.

Such attendance officers shall be residents of the county or city in which they are elected. They must

he of good moral character and must be able to read and write with ease. Before they shall be eligible for election, all applicants for position as attendance officer shall present certificate from City or County Superintendent that they meet the requirements herein provided. Said attendance officers shall be paid not less than one dollar nor more than three dollars per day during such period of time as they may be employed by the School Board, and said payment shall be made out of the public school funds of said city or county. Said attendance officers shall serve written or printed notices upon the parents or guardian, or other person having charge and control of any child as aforesaid, who violate the provisions of this Act; and shall, when reasonable doubt exists as to the age of any child, require a properly attested birth certificate; and shall have the right to visit and enter any office or factory or business house employing children as aforesaid; and the right to require a properly attested certificate of attendance of any child at a day school; and power to arrest, without warrant, all truants as aforesaid, and place them in some public school, unless the parent, guardian, or person having charge or control of said child shall at once place them in some other day school as aforesaid; such attendance officers shall serve the legal notices and subpoenas of the court without further fee or compensation than that paid by the Board of Education as aforesaid, and he shall carry into effect such other regulations as may lawfully be required by the Board electing him.

Salary of
attendance
officers.

Sec. 8. *Be it further enacted*, That the Board of Education having charge of the public schools of any city or county having a population of ten thousand or more by the Federal census of 1910 or any subsequent Federal census, may establish a truancy school, either within or without their city or county limits, for children who are between the ages of eight and sixteen years, and who are habitual truants from day school in which they are enrolled as pupils, or while in attendance at school are incorrigible, vicious, or immoral, or who habitually wander or loiter about the woods or public places without lawful employment; and such children may be deemed disorderly juvenile persons, and may be by

Truancy
school.

said School Board, through its officers assigned to, and required and compelled to attend such truancy school or any department of the graded school, as such School Board may direct.

SEC. 9. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed February 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 19, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 10.

HOUSE BILL No. 252.

(By Mr. Abernathy.)

AN ACT to be entitled "An Act to amend an Act passed April 9, 1907, and approved April 12, 1907, being Chapter 390 of the Acts of 1907 and entitled 'An Act to amend an Act to create a Railroad Commission in this State and define its duties and powers; to prohibit extortion, unjust discrimination, and undue and unreasonable preferences by railroad companies and other persons operating railroads in this State in their charges for transportation of freight and passengers; to secure just and reasonable rates and charges for all such services; and to impose penalties and provide adequate civil remedies for and punish violations of this Act, and to secure the due execution and enforcement of its provisions and all lawful orders, rules, and regulations of the said Railroad Commission.'"

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 1 of an Act passed April 9, 1907, and approved April 12, 1907, being Chapter 390 of the Acts of the General As-

sembly of Tennessee of 1907, and entitled "An Act to be entitled An Act to amend An Act to create a Railroad Commission in this State and define its duties and powers; to prohibit extortion, unjust discrimination, and undue and unreasonable preferences by railroad companies in their charges for the transportation of freight and passengers; to secure just and reasonable rates and charges for all such services; and to impose penalties and to provide for and punish violations of this Act; and to secure the due execution and enforcement of its provisions and all lawful orders, rules, and regulations of the said Railroad Commission," be amended by striking out of said section in lines 17, 18, 19, and 20 of said Act the words: "That the salary of each Commissioner shall be two thousand dollars (\$2,000) per annum, payable quarterly out of the State treasury on the warrant of the Comptroller; and the salary of the Secretary shall be fifteen hundred dollars (\$1,500) per annum, payable in the same manner as the salary of the Commissioners," and insert in lieu thereof the following:

"That salary of the Chairman of the Railroad Commission shall be three thousand and six hundred dollars (\$3,600) per annum, and the salaries of each of the other members of the Commission shall be three thousand dollars (\$3,000) per annum, and the salary of the Secretary shall be two thousand dollars (\$2,000) per annum, payable quarterly out of the State treasury on the warrant of the Comptroller."

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 19, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 11.

SENATE BILL No. 280.

(By Shelby County Delegation.)

A BILL to be entitled An Act creating a State Department of Workshop and Factory Inspection; providing for the appointment of a Chief Inspector of Workshops and Factories and Deputy Inspectors; defining their powers, salaries, and expenses; providing for the division of the State into inspection districts; and providing for an appropriation to pay the salaries and expenses of the Chief Inspector of Workshops and Factories and his deputies.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That there is hereby created a department to be known as a "Department of Workshop and Factory Inspection of the State of Tennessee;" that the Governor shall appoint a Chief Inspector of Workshops and Factories, who shall hold office for a term of four years from the first day of March following his appointment and until his successor is appointed and qualified. He shall have an office at the State Capitol in which the records of the department shall be kept.

Chief
Inspector.

SEC. 2. *Be it further enacted*, That the Chief Inspector of Workshops and Factories shall be a competent and practical mechanic, and shall give his whole time and attention to the duties of his office. He shall enforce the provisions of all laws relating to workshops and factories, and prosecute violation thereof, and perform such other duties as are required of him by law.

Deputies.

SEC. 3. *Be it further enacted*, That with the approval of the Governor, the Chief Inspector of Workshops and Factories shall appoint two Deputy Inspectors of Workshops and Factories, one male and one female, each of whom shall hold office for a term of four years from the first day of March after their appointment and until their successors are appointed and qualified. Each male Deputy Inspector of Workshops and Factories shall be a com-

petent and practical mechanic, and each Deputy Inspector must devote his or her whole time and attention to the duties of the office.

SEC. 4. *Be it further enacted*, That the Chief Inspector of Workshops and Factories shall divide the State into districts and make such assignments of Deputy Inspectors therein as he may see fit, and prescribe such rules and regulations for their government as the service may require. Each Deputy Inspector of Workshops and Factories shall visit the shops and factories of the district assigned to them as often as practicable, see that the laws relating to workshops and factories are enforced, and perform such other duties pertaining to the Department of Workshops and Factory Inspection as the Chief Inspector directs.

Three districts.

SEC. 5. *Be it further enacted*, That each Deputy Inspector of Workshops and Factories, assigned to a district for the inspection of workshops and factories therein, shall carefully inspect the sanitary conditions, system of sewerage, situation and condition of water closets, systems of heating, lighting, and ventilating rooms where persons are employed at labor, and the means of exit in case of fire or other disasters within, or connected with, such workshops and factories. They shall examine the belting, shafting, gearing, elevators, drums, and machinery in and about such workshops and factories, and see that they are not so located as to be dangerous to employees when engaged in their ordinary duties and, as far as practicable, securely guarded; they shall see that each vat, pan, or structure filled with molten lead, or hot liquid is surrounded by proper safe-guards for preventing accident or injury to persons employed at or near them.

Duties of Deputies.

SEC. 6. *Be it further enacted*, That for the purpose of an inspection or examination required of them by law, the Chief Inspector of Workshops and Factories, and each Deputy Inspector, at reasonable hours may enter any workshop or factory in the State.

SEC. 7. *Be it further enacted*, That in the performance of his duties pertaining to his office, the Chief Inspector of Workshops and Factories, and

Notarial au-
thority of
Inspectors.

each of the Deputy Inspectors, shall have the authority of a Notary Public to administer oaths and take affidavits in the administration of the duties thereof, and any false swearing shall be deemed guilty of perjury, and punishable as such.

Record of
Inspectors.

SEC. 8. *Be it further enacted*, That each Inspector of Workshops and Factories shall make a record of shops and factories in their districts, showing the date when an examination was made, the condition in which the shop or factory was found, and what changes were ordered. The records shall also show the number of shops and factories in the district, the number of men, women, and children employed in each, and such other facts and information concerning the condition of such shops and factories as the Chief Inspector deems necessary. Each week this record shall be filed in the office of the Chief Inspector, and so much of it as is of public interest included in his annual report to the Governor.

SEC. 9. *Be it further enacted*, That the term "workshops and factories" as used in this Act shall include the following: Manufacturing, mills, mechanical, electric, mercantile, art, and laundering establishments; printing, telegraph, and telephone offices; department stores, or any kind of an establishment wherein labor is employed or machinery used.

Salary of Chief
Inspector.

SEC. 10. *Be it further enacted*, That the salary of the Chief Inspector of Workshops and Factories shall be one thousand eight hundred dollars (\$1,800) per annum, payable monthly, on the warrant of the Comptroller as other salaries are paid. And that the sum of one thousand eight hundred dollars (\$1,800) per annum, or as much thereof as may be necessary, is hereby appropriated for the expenses of the said department incurred in the actual performance of their official duties; said expenses to be itemized, evidenced by vouchers, and sworn to.

Salary of
Deputies.

SEC. 11. *Be it further enacted*, That the salary of each Deputy Inspector of Workshops and Factories shall be twelve hundred dollars (\$1,200) per annum, payable monthly, on the warrant of the Comptroller as other salaries are paid.

SEC. 12. *Be it further enacted*, That the Chief Inspector of Workshops and Factories shall appoint

a clerk in the office of his department; that the salary of said clerk shall be one thousand dollars per annum, payable monthly, on the warrant of the Comptroller as other salaries are paid.

SEC. 13. *Be it further enacted*, That all laws and parts of laws in conflict with this Act are hereby repealed, and that this Act take effect from and after March the first, 1913, the public welfare requiring it.

Passed February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 13.

HOUSE BILL No. 47.

(By Mr. Ausmus.)

AN ACT to be entitled An Act to create a Criminal and Law Court for the counties of Hancock, Claiborne, Campbell, Morgan, Scott, and Anderson, to be known as the Criminal and Law Court for the Second Judicial Circuit of Tennessee; and to fix the time of holding the courts in said counties, and to provide for the appointment of a Judge to hold the courts in said counties until September 1, 1914; and to provide for the election of a Judge to hold said court at the general election to be held in August, 1914; and to fix his salary and provide for the payment thereof; and to provide for the Judge of said Criminal and Law Court to hold the Circuit Court in the counties of Hancock, Claiborne, Campbell, Scott, Morgan, and Anderson; and to provide for the election of a Judge and an Attorney-General for said Criminal and Law Court at the general election for Judges, Attorneys-General, and other officers in August, 1918; and to detach the counties of Hancock and Claiborne from the First Judicial Circuit, and to detach the counties of Campbell, Scott, Morgan, and Anderson from the Second Judicial Circuit, to take effect September 1, 1918; but for the purpose of electing Judges and Attorneys-General in the First Judicial Circuit, the Second Judicial Circuit, and the Criminal and Law Court for the Second Judicial Circuit, to take effect at the general election in August, 1918; and to amend an Act entitled "An Act to divide the State of Tennessee into judicial circuits and chancery divisions, and to provide for the administration of justice and equity in the Circuit and Chancery and other inferior courts; and to fix the time for holding the terms of said Chancery, Circuit, and other courts, being Chapter 427 of the Acts of 1899; and provide for the time of holding courts in the Second Judicial Circuit; and to repeal all laws and parts of laws in conflict with this Act."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That a Criminal and Law Court is hereby created and established for the counties of Hancock, Claiborne, Campbell, Scott, Morgan, and Anderson, to be known as the Criminal and Law Court for the Second Judicial Circuit of Tennessee.

SEC. 2. *Be it further enacted,* That said Criminal and Law Court shall have general common law and statutory jurisdiction, original and appellate, over

all criminal and civil cases arising in said counties to the same extent as is now, or hereafter may be, conferred upon the Circuit and Criminal and Law Courts of this State under the common law or the statutes.

SEC. 3. *Be it further enacted*, That the time for holding the court in said counties shall be as follows: Hancock County on the third Monday in March, July, and November; Claiborne County on the fourth Monday in March, July, and November; Campbell County on the second Monday in April, August, and December; Scott County on the second Monday in February, June, and October; Morgan County on the first Monday in April, August, and December; Anderson County on the first Monday in March, July, and November.

Time of holding court.

SEC. 4. *Be it further enacted*, That the Circuit Court Clerks of the several counties herein named shall be the Clerks of said Criminal and Law Court, and shall perform the same duties and receive the same compensation as is now provided by law.

Circuit Court Clerks to act for Criminal and Law Courts.

SEC. 5. *Be it further enacted*, That the Attorney-General of the Second Judicial Circuit shall perform the duties of Attorney-General in the Criminal and Law Court in the counties herein named except in Hancock and Claiborne Counties, and in the said counties of Claiborne and Hancock, the duties of the Attorney-General shall be performed by the Attorney-General of the First Judicial Circuit.

Attorney-General.

SEC. 6. *Be it further enacted*, That immediately upon the passage of this Act, or as soon thereafter as practicable, the Governor shall appoint a Judge for said Criminal and Law Court created by this Act, who shall possess the same qualifications, and be clothed with the same power and jurisdiction, as are now provided by law for Judges in this State; and whose salary shall be the same, and paid in like manner by the State, as that of other Criminal and Circuit Judges of the State; and who shall hold said office until September 1, 1914; and that at the August election, for county officers and other officers, in 1914, the counties composing said Criminal and Law Court, to wit: Hancock, Claiborne, Campbell, Scott, Morgan, and Anderson, shall elect a Judge of said Criminal and Law Court created by this Act,

Appointment of Judge by Governor.

Election of Judges.

whose term of office shall commence from the first day of September, 1914, and he shall hold his office until September 1, 1918; and in the general election for Judges, Attorneys-General, and other State and county officers in August, 1918, and regularly thereafter, the counties herein named, including the county of Fentress, which at that date shall become a part of the Criminal and Law Court under the provisions of this Act, composing said Criminal and Law Court, shall elect a Judge and an Attorney-General for said Criminal and Law Court, who shall perform the duties, and who shall be possessed of the same qualifications, and be clothed with the same powers and jurisdiction, as are now provided by law for Judges and Attorneys-General in this State; and whose salaries shall be the same, and paid in like manner by the State, as that of other Judges and Attorneys-General of the State; and who shall hold their office for the full judicial term as is now, or may then be, provided by law.

Change of
Circuits.

SEC. 7. *Be it further enacted*, That for the purpose of electing Judges and Attorneys-General in the First and Second Judicial Circuits of the State of Tennessee, and in the Criminal and Law Court created by this Act, at the August election, 1918, the counties of Hancock and Claiborne shall be detached from the First Judicial Circuit of Tennessee, and the counties of Campbell, Scott, Morgan, Fentress, and Anderson shall be detached from the Second Judicial Circuit of Tennessee, and for all other purposes said counties shall be detached from said Circuits on the first day of September, 1918.

SEC. 8. *Be it further enacted*, That the Judge of the Criminal and Law Court created by this Act shall hold the Circuit Courts in the counties of Hancock, Claiborne, Campbell, Scott, Morgan, and Anderson at such times as may be provided in this Act or hereafter provided by law.

SEC. 9. *Be it further enacted*, That all bonds and recognizances heretofore or hereafter taken, and all process heretofore or hereafter issued, shall be made returnable to the courts at the times and places fixed by law for holding the courts in the several counties herein named.

SEC. 10. *Be it further enacted*, That the Circuit Courts of the Second Judicial Circuit shall be held at the following times and places: Hamblen County on the first Monday in January, May, and September; Cocke County on the third Monday in January, May, and September; Sevier County on the first Monday in February, June, and October; Union County on the third Monday in February, June, and October; Jefferson County on the fourth Monday in March, July, and November; Grainger County on the first Monday in April, August, and December.

Term of Circuit Courts.

SEC. 11. *Be it further enacted*, That the Acts of the General Assembly of 1899, being Chapter 427, of the published Acts of said General Assembly, be, and the same is, hereby amended in all respects as provided by this Act, but not further or otherwise; and that all laws or parts of laws in conflict with this Act be, and the same are, hereby repealed in so far as they conflict with this Act, but no further or otherwise.

SEC. 12. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 6, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 12, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 14.

SENATE BILL No. 9.

(By Mr. Thomas.)

AN ACT to amend Section 1, Chapter 596, Acts, 1901, entitled "An Act to prevent the spread of communicable diseases among domestic animals in the State of Tennessee, and to provide greater protection to the live-stock industry of the State, and to provide penalties for the violation of this Act; and to repeal Chapter 424 of the Acts of 1899, and to amend Chapter 46 of the Acts of 1897."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 1, Chapter 596, Acts 1901, be, and the same is, hereby amended so as to read as follows:

"That it shall be the duty of the owner or person in charge or veterinarian in attendance on any domestic animal or animals who discovers, suspects, or has reason to believe, that such animal or animals as aforesaid are afflicted with any communicable disease to immediately report the fact, belief, or suspicion to the County Board of Health of the county in which said domestic animal or animals are found."

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 18, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 15.

SENATE BILL No. 37.

(By Mr. Church.)

AN ACT to amend Chapter 216 of the published Acts of 1909, passed April 22, 1909, entitled "An Act to aid in the prevention and eradication of communicable diseases among domestic animals."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That Section 1 of Chapter 216 of the Acts of 1909 be, and the same is, hereby amended so as to read as follows:

"That the State Veterinarian, Assistant State Live Stock Inspectors, or County Live Stock Inspectors are hereby authorized and empowered to give legal or written notice to any person, firm, or corporation owning, possessing, or having in charge any live stock which may be found infected with cattle ticks, known as "Southern or Texas fever ticks (*Margaropus annulatus*)," or which have been exposed to such infection, to dip such live stock, or have the same dipped, in standard arsenical solution within five days from the service of said notice, or disinfect such live stock in such other equally effective manner as may be specifically directed in such written notice; and if any person, firm, or corporation shall refuse or neglect for five days from the service of such notice to so dip or disinfect in such manner as specifically directed in said written notice such animal or live stock as such written notice may specify, the said person, firm, or corporation shall be guilty of a misdemeanor, and shall upon conviction be fined not less than fifty dollars (\$50) nor more than two hundred (\$200); *provided, however,* that if any person is brought before a Justice of the Peace for such misdemeanor on complaint of the State Veterinarian, Assistant State Live Stock Inspectors, or County Live Stock Inspectors, such person may plead guilty, whereupon the Jus-

tice of the Peace shall hear the evidence and fine the offender according to the aggravation of his offense not less than five dollars (\$5) nor more than fifty dollars (\$50), together with all costs."

SEC. 2. *Be it further enacted*, That this Act shall be effective from and after its passage, the public welfare requiring it.

Passed February 18, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 16.

SENATE BILL No. 46.

(By Mr. Morrell.)

AN ACT to amend Chapter 132 of the Acts of 1901, passed April 10, 1901, entitled "An Act to create the office of State Live Stock Inspector; to provide for the appointment of the Inspector, fix his salary, define his duties, and provide for the appointment of his deputies," so as to change the official title or designation of "State Live Stock Inspector" to "State Veterinarian"

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 132 of the Acts of 1901, passed April 10, 1901, entitled "An Act to create the office of State Live Stock Inspector; to provide for the appointment of the Inspector, fix his salary, define his duties, and provide for the appointment of his deputies," be, and the same is, hereby amended by striking out the words "Live Stock Inspector" wherever they appear in said Act,

and inserting in lieu thereof the word "Veterinarian."

SEC. 2. *Be it further enacted*, That it is hereby declared to be the purpose of this Act to so amend the said Act named in the caption and in Section 1 of this Act as to change the official title or designation of the State Live Stock Inspector to State Veterinarian; and it is not the purpose of this Act to alter or change the powers or duties heretofore vested in, and imposed upon, the State Live Stock Inspector, but same shall remain as defined by existing laws.

SEC. 3. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 17.

SENATE BILL No. 91.

(By Mr. Bass.)

AN ACT to establish a State Board of Accountancy and prescribe its duties and powers; to provide for the granting and the revoking of certificates to accountants who qualify under the provisions of this Act, and to provide a penalty for violation of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That there is hereby established a State Board of Accountancy to consist

Board of
Accountancy.

of five members, to be appointed by the Governor within thirty days after the passage of this Act, all the members of which shall be practicing public accountants in this State who have been actively engaged in such practice on their own account or as senior accountants in the office of reputable public accountants for at least three years next preceding such appointment; two of whom shall be selected from the State at large and shall hold office for the terms of three years each, and one each of the other three of whom shall be selected respectively from each of the three grand divisions of the State commonly known as West, Middle, and East Tennessee, to hold office respectively for the terms of one, two, and three years as designated by the Governor in his appointments; and upon the expiration of each of said terms, the successor to each member shall be appointed in the same manner for the term of three years; but after January 1, 1914, all accountants to serve on this Board must be holders of C. P. A. certificates under the provisions of this Act. Any vacancies that may occur from any cause shall be filled by appointment to be made by the Governor for the unexpired term.

Certificate of
qualification.

SEC. 2. *Be it further enacted*, That any citizen of the United States (or person who has duly declared his intention of becoming such citizen), being over the age of twenty-one years and of good moral character, residing or having an office in the State of Tennessee, who shall, as hereinafter provided, receive from the Tennessee State Board of Accountancy a certificate of his qualifications to practice as an expert public accountant, shall be known and styled as a "Certified Public Accountant;" but no other person, nor any corporation, nor any partnership, all the members of which have not received such certificate, shall assume such title, or the title of "Certified Accountant," or "Chartered Accountant," or the abbreviations "C. P. A." or "C. A.," or any other words, letters, or abbreviations tending to indicate that the person, firm, or corporation so using the same is a Certified Public Accountant.

SEC. 3. *Be it further enacted*, That examinations of persons applying for certificates under this Act shall be held in Nashville at least once a year or

oftener, at the discretion of the Board. The subjects in which applicants shall be examined are: (1) Theory of accounts; (2) practical accounting; (3) auditing, and (4) commercial law, as affecting accountancy.

No person shall be permitted to take such examination unless he shall have been practicing continuously on his own account as a public accountant for at least one year; or shall have been continuously employed in the office of a public accountant as an assistant for at least two years; or shall have been continuously employed as a chief or head bookkeeper for at least three years; or shall present an academic diploma, or other equally satisfactory evidence in such manner as required by the Board, proving that he has successfully completed a course of studies and instruction in any State or country which is equivalent to the requirements for graduating from the highest grade of high schools in this State.

Eligible for examination.

All examinations herein provided for shall be conducted by the State Board of Accountancy, or by a majority thereof. The time and place for holding examinations shall be duly advertised for not less than three consecutive days in at least one daily newspaper published in each of the four most populous cities of the State not less than thirty days prior to the date of each examination. The Board may make all needful rules and regulations regarding the scope of the examinations, the method and time of filing application for examination, and all other rules and regulations necessary to carry into effect the purposes of this Act.

Date and place of holding examinations.

SEC. 4. *Be it further enacted*, That the Board may, in its discretion, waive the examination of any person possessing the qualifications stated in Section 2 of this Act who (1) is the holder of a C. P. A. certificate issued under the laws of another State which extends similar privileges to Certified Public Accountants of this State; *provided*, the requirements for said certificate in the said State are, in the opinion of the Board, equivalent to the requirements in this State; (2) is the holder of a certificate of Certified Public Accountant or Chartered Accountant, or the equivalent thereof, issued under the

Waiving examination.

laws of any foreign government; *provided*, the requirements for said certificates are, in the opinion of the Board, equivalent to the requirements of this State; (3) has for at least three years next preceding the date of his application been practicing as a public accountant, the last three months of which have been in this State, and who shall apply in writing to the Board for such certificate within three months after the appointment of said Board by the Governor.

Revoking
certificates.

SEC. 5. *Be it further enacted*, That the Board may revoke any certificate issued under this Act if the holder thereof (1) shall be convicted of a felony; or (2) shall be declared by any court of competent jurisdiction to have committed any fraud; or (3) shall be declared by any court or commission to be insane or otherwise incompetent; or (4) shall be held by this Board to be guilty of any act or default discreditable to the profession; or (5) in case the certificate shall have been issued to the holder thereof on account of his holding a C. P. A. or C. A. certificate from another State or country which has, after the issue of this certificate from this Board, in any way depreciated the standard or equivalent of its privileges or requirements in accordance with the provisions of this Act; *provided*, that written notice of the cause of such contemplated action and the date of the hearing thereon by this Board shall have been mailed to the holder of such certificate at his last known address at least twenty-five days prior to such hearing. At all such hearings the Attorney-General of this State, or one of his assistants designated by him, may sit with the Board as legal counselor and advisor of the Board, and to prepare for any legal action that may be determined upon by the members of the Board.

Examination
fee.

SEC. 6. *Be it further enacted*, That a uniform fee of twenty-five dollars (\$25) shall be charged by the Board for each examination or certificate, or both, same to be paid in advance and to accompany application.

In case of the failure on the part of any applicant to attend the examination at the date specified by said Board, or to pass a satisfactory examination, said applicant may appear at the next examination

of said Board for reëxamination upon the payment of the further sum of ten dollars.

From the fees collected under this Act the Board shall pay all expenses incident to the examinations, the expenses of issuing certificates, the traveling expenses of the members of the Board and their compensation and their maintenance expenses when performing their duties under this Act; *provided, that no expenses incurred under this Act shall be a charge against the funds of this State.* Any surplus of receipts over expenses in excess of the sum of *five hundred dollars* (\$500) shall, at the end of each calendar year, be deposited by the Treasurer of the Board with the State Treasurer to the credit of the State school fund. The members of this Board shall be paid an amount not exceeding fifteen dollars (\$15) per day to each member for the time actually spent, and also all necessary traveling and maintenance expense incurred in the performance of his duties under this Act.

Expenses of Board.
Surplus receipts.

The Board shall report annually to the Governor the number of certificates issued and the amount of receipts and disbursement under this Act.

SEC. 7. *Be it further enacted,* That if any person or corporation represents himself or itself to the public as having received the certificate provided for in this Act, or if he shall advertise himself as a Certified Public Accountant, or Certified Accountant, or Chartered Accountant, or use the initials C. P. A. or C. A., or otherwise falsely hold himself out as having qualified under this Act while practicing in this State, without having actually received a certificate from the State Board of Accountancy, or if, having received such certificate, he shall continue to practice as a Certified Public Accountant after said certificate has been revoked, or if any person shall otherwise violate any of the provisions of this Act, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500), or imprisonment for not less than one month nor more than six months, or both, in the discretion of the court.

False claim of being C. P. A.
Fine.

SEC. 8. *Be it further enacted,* That if any person

Misdemeanor
to falsify
report.

practicing in the State of Tennessee as a Certified Public Accountant under this Act, or who is in the practice of public accountancy as a Certified Public Accountant or otherwise, shall willfully falsify any report or statement bearing on any examination, investigation, or audit made by him, or under his direction, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000), or shall be imprisoned for a term of not less than three months nor more than one year, or both such fine and imprisonment, for each time and for each item in which he may so falsify such reports.

SEC. 9. *Be it further enacted*, That nothing herein contained shall be construed so as to prevent any person from being employed as a public accountant within this State.

SEC. 10. *Be it further enacted*, That all Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SEC. 11. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 18.

SENATE BILL No. 95.

(By Mr. Morrell.)

A BILL to be entitled An Act to relieve the University of Tennessee from further responsibility for the agricultural and industrial education of the colored race, and to transfer the Federal funds heretofore used for this purpose at Knoxville to the Agricultural and Industrial Normal School for Negroes at Nashville.

WHEREAS, by an Act of the General Assembly of Tennessee, being Chapter 12 of the Acts of 1868-69, and entitled "An Act to establish the Tennessee Agricultural College," it is required that it shall be the duty of the Trustees of the University of Tennessee to make provision for the instruction of persons of color in agriculture and industrial pursuits; and

WHEREAS, it is now desirable that this instruction shall be given by the Agricultural and Industrial Normal School for Negroes at Nashville; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Board of Trustees of the University of Tennessee be relieved of all further responsibility for the agricultural and industrial education of persons of color.

SEC. 2. *Be it further enacted*, That beginning with the Federal fiscal year of 1913-14 a division of the funds received under the Acts of Congress of August 30, 1890, and March 4, 1907, be made between the University of Tennessee and the Agricultural and Industrial Normal School for Negroes in the ratio of thirty-eight to twelve, which is the ratio of the scholastic population of white children to the scholastic population of negro children as given in the report of the State Superintendent of Public Instruction for the years ending June 30, 1909, 1910.

SEC. 3. *Be it further enacted*, That the Secretary of the Interior be, and he hereby is, requested here-

after to divide the funds allotted to this State under the Acts of Congress of August 30, 1890, and March 4, 1907, between the University of Tennessee and the Agricultural and Industrial Normal School for Negroes in the ratio of thirty-eight to twelve, being a total of thirty-eight thousand dollars to the University of Tennessee and twelve thousand dollars to the Agricultural and Industrial Normal School for Negroes, and to pay over the first portion to the Treasurer of the University of Tennessee, and the second portion to the State Treasurer for the use of said Agricultural and Industrial Normal School for Negroes.

SEC. 4. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 19.

SENATE BILL No. 104.

(By Mr. Hare.)

AN ACT to authorize and ratify the sale and conveyance of certain real estate by West Tennessee College to Union University.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the sale and conveyance by West Tennessee College of its real estate, college and academy property, situated in the city of Jackson, Madison County, to Union University, as evidenced by contract and deed of conveyance executed as of date, the twelfth day of December, 1912, and recorded in the office of the Register of Madison County in Deed Book No. 81, at page 511, et seq., be, and the same is, hereby authorized and ratified, subject to the terms and conditions of said contract and conveyance.

SEC. 2. *Be it further enacted*, That this Act become and be effective on and after its passage, the public welfare requiring it.

Passed February 14, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 21.

SENATE BILL No. 410.

(By Mr. Maxwell.)

A BILL for an Act to be entitled An Act to make it unlawful to set or place traps, snares, nets, spring poles, dead falls, or other devices upon the land or in the waters of or in the waters adjoining the lands of any person in Tennessee for the purpose of catching or killing any fur-bearing or hair-bearing animal, or killing or attempting to kill with a gun any fur-bearing animal, without first obtaining the written consent of such landowner to trap or hunt with gun fur-bearing animals, between noon, October 15, and noon, January 15, only, such written consent to be in possession of the user of such devices at the time of the setting or using thereof; grand juries to have inquisitorial powers, and Circuit and Criminal Court Judges to give this Act in charge to grand juries of counties affected by this Act; traps to be inspected within each thirty-six hours after setting or placing, and not to be set in the open; traps to be set or placed twelve or more inches within the entrance of hole, cave, or the like; trappers to be liable for all damage done by their traps, and at once to make written report thereof when they find stock, fowls, or the like in their traps upon the lands of another; any person finding devices mentioned in this Act set or placed contrary to the provisions of this Act may seize and destroy same; violation of any provision of this Act to constitute a separate offense and to be punishable by fine or imprisonment or both.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That it shall be unlawful for any person to set or place any trap, snare, net, spring pole, dead fall, or to bait the same, upon the lands or in the waters of or in the waters adjoining the lands of any person, for the purpose of catching or killing any fur-bearing animal, or killing or attempting to kill with gun fur-bearing animals, upon the lands of another, except between noon October 15 and noon January 15, and then only after such person has obtained the written consent of the owner of the lands to use such device to catch or to kill fur-bearing animals between noon October 15 and noon January 15 of the year the written consent is given, which written consent shall be upon the

Open season.

person at the time he may be using or setting said devices as aforesaid.

SEC. 2. *Be it further enacted*, That any person setting or placing a steel trap about a hole, cave, or den, or about a hollow log, hollow stump, or any like place upon the lands of another, shall place such trap twelve or more inches within the entrance thereof.

SEC. 3. *Be it further enacted*, That any person setting or placing a steel trap or a dead fall upon the lands of another shall inspect the same within each thirty-six hours thereafter, and shall remove therefrom any animal or fowl caught therein. Inspection of traps.

SEC. 4. *Be it further enacted*, That any person trapping upon the lands of another shall at once make to the owner of the lands a full, written report of each head of stock, fowl, or dog caught in the steel trap, or other trapping device set by such person, giving date such stock, or fowl, or dog was caught, with full description thereof. Report of catch.

SEC. 5. *Be it further enacted*, That any person setting or placing steel traps, or dead falls, shall not set or place them in the open where they are liable to do damage to persons, stock, fowls, dogs, or the like, and when damage is done to persons, stock, fowls, dogs, or the like by reason of being caught with said device, the one setting or placing said device shall be liable for all damages done by said devices.

SEC. 6. *Be it further enacted*, That any person finding any of the devices mentioned in the first section of this Act set or placed contrary to the provisions of this Act, may seize and destroy any and all devices so found. May destroy traps—when.

SEC. 7. *Be it further enacted*, That nothing within this Act shall prohibit a landowner from trapping for fur-bearing animals, or killing or attempting to kill them with gun upon his own lands at any season of the year.

SEC. 8. *Be it further enacted*, That any person violating any provision of this Act shall be guilty of a misdemeanor, and upon conviction shall be fined not less than ten nor more than twenty-five dollars for each offense; and the setting or placing of each separate trap or device, or each act of killing or at- Misdemeanor for violations.

tempting to kill a fur-bearing animal with a gun, on the lands of another without a written permit as provided for in the first section of this Act, or the failure to obey any other provision of this Act, shall constitute a separate offense; or in lieu of said fine the court may, for each offense, imprison the offender for not more than thirty days in the county jail; or it may impose both said fine and said imprisonment at its discretion.

SEC. 9. *Be it further enacted*, That the grand jury in each county affected by this Act shall have inquisitorial powers concerning violations of this Act, and shall make due presentment of all persons violating its provisions, and the Circuit and Criminal Court Judges of the circuits and counties affected by this Act shall give this Act in charge to the grand juries of such circuits and counties.

SEC. 10. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 22.

HOUSE BILL No. 137.

(By Mr. Spears.)

AN ACT to provide for the establishment of a State Chemical Laboratory under the direction of the Commissioner of Agriculture; to provide for the appointment of a State Chemist, define his duties, fix his compensation; provide for an Assistant Chemist; and make an appropriation to carry out the provisions of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the Commissioner of Agriculture be, and is, hereby authorized and directed to establish a properly organized and fully equipped chemical laboratory, in which shall be made such examinations and analyses of commercial fertilizer, commercial feeding stuffs and field and garden seeds offered for sale in Tennessee, and which may be collected from time to time, under such rules and regulations as are prescribed, or may be prescribed, by the Commissioner of Agriculture in the administration of the laws governing the sale of such fertilizers, feeds, and seeds in this State.

SEC. 2. *Be it further enacted,* That the Commissioner of Agriculture shall appoint, as soon as practicable after the passage of this Act, a chemist of established reputation and ability who shall be known as "State Chemist," and who shall hold office for a term of two years from the date of his appointment. The salary of said chemist shall be eighteen hundred dollars (\$1,800) per annum, payable monthly out of the treasury of the State as are paid the salaries of other State officials.

SEC. 3. *Be it further enacted,* That said chemist shall have and maintain his office in quarters provided by the Superintendent of the Capitol in the Capitol, or elsewhere in the city of Nashville, as may be deemed advisable or necessary; and said labora-

tory shall be equipped by said chemist for proper inspection and analyses of all commercial fertilizers, commercial feeding stuffs, and field and garden seeds which may be submitted for inspection and analyses to him by the Department of Agriculture, and shall also be prepared to furnish analyses of soils from samples submitted to him by or through the Department of Agriculture, or by any citizen of Tennessee owning real estate or who is engaged in agriculture may send soil or seed to the State Chemist and have it analyzed.

SEC. 4. *Be it further enacted*, That said State Chemist shall be required to keep a complete record in his office of all such inspections and analyses, and shall make an annual report of his work to the Commissioner of Agriculture.

SEC. 5. *Be it further enacted*, That said State Chemist shall be empowered to employ an assistant at such times as may be necessary; *provided* that assistant shall not be employed for more than four months in any one year.

SEC. 6. *Be it further enacted*, That for the purpose of carrying out the provisions of this Act, there is hereby appropriated from the State Treasury, out of such moneys as are not otherwise appropriated, the sum of thirty-five hundred dollars (\$3,500) per annum for two years, or so much thereof as may be necessary, from the nineteenth of March, 1913, same to be included in the general appropriation bill.

SEC. 7. *Be it further enacted*, That all the expenses of the office and laboratory of the State Chemist shall be paid out of the appropriation hereinbefore provided for on vouchers issued by the Commissioner of Agriculture.

SEC. 8. *Be it further enacted*, That all laws and parts of laws conflicting with this Act be, and they are, hereby repealed.

SEC. 9. *Be it further enacted*, That this Act take

effect from and after its passage, the public welfare requiring it.

Passed February 21, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 23.

SENATE BILL No. 128.

(By Mr. McKinney.)

AN ACT to amend Chapter 264 of the Acts of 1909, passed April 20, 1909, and approved April 27, 1909, by providing for an increase in the general education fund provided in said Act, and setting forth the basis for apportioning certain parts of said fund.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 264 of the Acts of 1909, passed April 20, 1909, and approved April 27, 1909, entitled "An Act to provide for the improvement of the system of public education of the State of Tennessee, that is to say, to establish a general education fund by appropriating thereto annually twenty-five per cent of the gross revenues of the State; to provide for the apportionment of this fund and specifying what part shall be apportioned to the several counties of the State on the basis of scholastic population; what part shall be used to equalize more nearly the school facilities of the several counties, and the conditions on which this part shall be apportioned; what sum shall be used to assist in paying salaries of County Superintendents, and on what conditions; what part

shall be used to encourage and assist in the establishment and maintenance of public county high schools, and on what conditions, and providing for the grading and inspection of high schools; what part shall be used for the establishment and maintenance of school libraries and on what conditions; what part shall be used for the establishment and maintenance of three normal schools for white teachers, one in each grand division of the State, and one Agricultural and Industrial Normal School for negroes, and providing for the location, establishment, and control of said schools; and what part shall be apportioned to the University of Tennessee and its various stations, and to repeal Chapter 537 of the Acts of 1907," be, and the same is, hereby amended by striking out the words "twenty-five per cent" wherever they occur in said Act, and substituting in lieu thereof the words "thirty-three and one-third per cent."

SEC. 2. *Be it further enacted*, That Section 3 of said chapter of said Act be amended so as to read as follows:

Ten per cent
special fund.

"That ten per cent of the general education fund provided by this Act shall be, and the same is, hereby set aside as a special fund to be used and expended for the purpose of more nearly equalizing the common schools in the several counties of the State; also for the purpose of encouraging the introduction of industrial work, including agriculture, home economics, manual training, and kindred subjects in county elementary schools and providing for the adequate supervision of the same; also for encouraging the establishment of consolidated schools, where practicable, with provisions for transportation facilities where necessary, the same to be distributed among the various counties by the State Board of Education in accordance with provisions herein set forth.

Provided, that before any county shall be eligible to receive any portion of this ten per cent of the general education fund provided by this Act, it shall levy for public schools, including the school tax levied by the State and excluding taxes for public high schools, a tax of not less than forty cents on the one hundred dollars' worth of taxable property,

a tax of two dollars on each taxable poll, and all the privilege taxes which the laws of the State permit counties to levy for school purposes.

Provided, further, that in any county where a supervising teacher or a supervisor of any number of elementary schools, or a supervisor of industrial work in county elementary schools is elected by the County Board of Education and funds are provided in said county to pay said supervisor, the State Board of Education shall be authorized to supplement the same by an amount not exceeding what is paid by the County Board of Education; *provided,* that said supervisor shall be approved by the State Superintendent of Public Instruction; and *provided, further,* that two such payments by the State to one county shall not be allowed until one payment is made in every county complying with the requirements and making application within any one year, the time for applying for State help to be fixed by the State Board of Education.

County Boards
may supplement
appropriation.

Provided, further, that when any County Board of Education shall establish a consolidated school with as many as three or more teachers, and provision is made for transporting the pupils dependent upon such school for educational facilities who reside further than two and one-half miles therefrom, the State Board of Education may assist said school by appropriating to its maintenance a reasonable amount out of the funds provided by this section of this Act; *provided,* the building and equipment of said school shall measure up to the standard set by State Board of Education; and *provided, further,* that not more than one school in any county shall be thus aided in any one year until at least one school in every county making application in that year shall have been aided; and *provided,* that the time for making such application for State aid shall be fixed by the State Board of Education.

State Board
may give aid.

Provided, further, that any portion of the ten per cent of the general education fund provided by this Act and this section of this Act not otherwise disposed of in any year, shall be used to equalize the common schools in the various counties, and shall be distributed by the State Board of Education among the counties according to their educational

needs, as determined by reliable data filed in the office of the State Superintendent of Public Instruction.

SEC. 3. *Be it further enacted*, That Section 5 of said Chapter of said Act be amended by striking out the last part of said Section 5 beginning with the words "shall revert," and substituting therefor the following words: "Shall be used under the direction of the State Board of Education for the purpose of stimulating and encouraging the establishment and maintenance of departments of industrial work, including agriculture, home economics, manual training, and kindred subjects, and also for the purpose of equalizing the high schools of the various counties; *provided*, that if in any county levying a tax for high school purposes at the highest rate permitted by law for that purpose, the proceeds of said levy do not amount to as much as two thousand dollars (\$2,000) in any year, the State Board of Education shall apportion to the high school fund of said county out of the State high school fund provided in Section 5, Chapter 264, Acts of 1909, the amount necessary to make a high school fund of two thousand dollars (\$2,000) for said county for said year."

SEC. 4. *Be it further enacted*, That the first, second, and third paragraphs of Section 6 be amended to read as follows:

"That one per cent of the general education fund provided by this Act shall be used to encourage and assist in the establishment and maintenance of libraries in the public schools as herein provided.

Whenever the patrons and friends of any public school in any county in the State shall raise by private subscription, or otherwise, and tender to the County Trustee, through the County Superintendent of Public Instruction, the sum of ten dollars or more for the establishment and maintenance of a library for that school, or for supplementing a library already established, said County Superintendent shall notify the State Superintendent of Public Instruction, and upon the certificate of the State Superintendent of Public Instruction, the Comptroller of the Treasury shall pay to the Trustee of said county, out of the fund herein provided, a sum equal to

that raised by private subscription, or otherwise, to be added to the library fund of said school.

Provided, that the State will appropriate not more than forty dollars for this purpose to any one school during a single year.

Provided, further, that the State Board of Education shall have the power, and the same is hereby authorized, to employ a Director of Library Extension at a salary of not exceeding fifteen hundred dollars a year, with necessary traveling expenses as fixed by the State Board of Education, all to be paid out of the library fund as herein provided.

The said Director of Library Extension shall have an office in the office of the State Superintendent of Public Instruction and shall work under his general supervision. It shall be the duty of the Director of Library Extension to encourage and stimulate the establishment of libraries, especially in public schools; to prepare selected lists of books adapted to the needs of various schools from the list approved by the State Board of Education; to render such assistance as the State Board of Education may require in the preparation of general school library lists; to visit teachers' institutes and other educational and community meetings in the interest of library extension, and for the purpose of giving instruction in the selection, care, and use of libraries; to assist the State Superintendent of Public Instruction in preparing reading circle courses for public school teachers and pupils, and to perform such additional duties as the State Board of Education may prescribe.

That the last paragraph of Section 6 of Chapter 264 of the Acts of 1909 be amended so as to read: "One-fifth of the amount accruing annually for libraries under the provisions of this Act shall be used for the purchase and maintenance of circulating libraries under the direction of the State library.

SEC. 5. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take

effect from and after its passage, the public welfare requiring it.

Passed March 19, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 24, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 24.

HOUSE BILL No. 20.

(By Mr. Albright.)

AN ACT to empower County Courts to appropriate money for exhibits and buildings at the National Conservation Exposition at Knoxville, Tenn.; and to prescribe ways and means, rules and regulations governing expenditures of any money so appropriated.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the County Courts of the respective counties of Tennessee are hereby authorized and empowered to make appropriations of money to provide for exhibits of the agricultural, horticultural, mineral, and timber products and resources and manufactured products, and the erection of a building or buildings for the exhibit of such agricultural, horticultural, mineral, and timber products and resources, and manufactured products at the National Conservation Exposition to be held at Knoxville, Tenn., in 1913, or any year thereafter under the management of the National Conservation Exposition Company, and to provide ways and means, prescribe rules and regulations governing expenditures of any moneys so appropriated, and to levy taxes under their general taxing powers to take care of the amount thus appropriated.

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed March 21, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved March 24, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 25.

HOUSE BILL No. 111.

(By Mr. Dorsey.)

AN ACT to amend Chapter 20 of the Acts of the General Assembly of Tennessee of 1897, being an Act entitled "An Act to regulate and restrict the payment of costs and fees in criminal prosecutions," so as to add after the word "bigamy" in Subsection 1 of Section 1 of said Act the words "and all other felonies."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 20 of the Acts of the General Assembly of Tennessee of 1897 be, and the same is, hereby amended so as to add after the word "bigamy" in Subsection 1 of Section 1 of said Act, the following words: "And all other felonies."

Be it further enacted, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.....,
Governor.

This bill was returned by the Governor on March 24, 1913, after having been held more than five days.

CHAS. CASON,
Chief Clerk of House of Representatives.

CHAPTER 26.

HOUSE BILL No. 2.

(By Mr. Bejach.)

A BILL for an Act to be entitled "An Act to remove disabilities of coverture from married women, and to repeal all Acts and parts of Acts in conflict with the provisions of this Act."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That married women be, and are, hereby fully emancipated from all disability on account of coverture, and the common law as to the disabilities of married women and its effect on the rights of property of the wife, is totally abrogated, and marriage shall not impose any disability or incapacity on a woman as to the ownership, acquisition, or disposition of property of any sort, or as to her capacity to make contracts and do all acts in reference to property which she could lawfully do if she were not married; but every woman now married, or hereafter to be married, shall have the same capacity to acquire, hold, manage, control, use, enjoy, and dispose of, all property, real and personal, in possession, and to make any contract in reference to it, and to bind herself personally, and to sue and be sued with all the rights and incidents thereof, as if she were not married.

SEC. 2. *Be it further enacted*, That all Acts and parts of Acts in conflict with the provisions of this Act be, and the same are, hereby repealed.

SEC. 3. *Be it further enacted*, That this Act take

effect from and after January 1, 1914, the public welfare requiring it.

Passed February 20, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.....,
Governor.

This bill was returned by the Governor on March 24, 1913, after having been held more than five days.

CHAS. CASON,
Chief Clerk of House of Representatives.

CHAPTER 27.

SENATE BILL No. 288.

(By Mr. Smith.)

AN ACT to create the office of Assistant Attorney-General in judicial circuits of this State containing a county of not more than twenty-five thousand three hundred and ninety-four (25,394) and not less than twenty-five thousand three hundred twenty-five (25,325) population according to the thirteenth Federal census; to provide for the appointment of said Assistant Attorney-General and the payment of his salary and to define his duties.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That there is hereby created the office of Assistant Attorney-General in all judicial circuits of this State containing a county of not more than twenty-five thousand three hundred and ninety-four (25,394) nor less than twenty-five thousand three hundred and twenty-five (25,325)

population according to the thirteenth Federal census or any subsequent Federal census.

SEC. 2. *Be it further enacted*, That the Attorney-General of said circuit shall appoint a suitable person to said position, who shall serve at the will of said Attorney-General, and who shall be learned in the law and not under twenty-two years of age.

SEC. 3. *Be it further enacted*, That said Assistant Attorney-General shall perform such of the duties of said office as he shall be assigned and directed by the Attorney-General.

SEC. 4. *Be it further enacted*, That said Assistant Attorney-General shall have and receive a salary of fourteen hundred dollars (\$1,400) per annum, payable monthly, out of the treasury of the State upon the warrant of the Comptroller.

SEC. 5. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.....,
Governor.

Senate Bill No. 288, having been held by the Governor for more than five days and returned by him without his signature, becomes a law without his approval, as prescribed by the Constitution.

March 26, 1913.

J. M. FULTON,
Chief Clerk of Senate.

CHAPTER 28.

HOUSE BILL No. 380.

(By Messrs. Taylor and Johnson, of Madison.)

AN ACT to authorize and ratify the action of the Board of Trustees of the University of Tennessee in granting to the Birmingham and Northwestern Railway Company, its successors and assigns, a right of way over a portion of the lands of the West Tennessee Agricultural and Horticultural Experiment Station in Madison County.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the action of the Board of Trustees and the President of the University of Tennessee in granting to the Birmingham and Northwestern Railway Company, its successors and assigns, a right of way of not exceeding fifty feet in width and about seven hundred and fifty feet long over and across the northeast corner of a portion of the lands of the West Tennessee Agricultural and Horticultural Experiment Station in Madison County, for railroad purposes, be, and the same is, hereby authorized and ratified upon the terms and conditions of said grant.

SEC. 2. *Be it further enacted*, That this Act become and be effective on and after its passage, the public welfare requiring it.

Passed March 26, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved March 31, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 29.

HOUSE BILL No. 1.

(By Mr. McFarland.)

AN ACT to amend an Act passed February 12, 1907, and approved February 12, 1907, entitled An Act to amend Chapter 76 of the General Assembly of the State of Tennessee, entitled An Act to establish a Court of Chancery Appeals and to define its jurisdiction and powers, passed April 24, 1895, and approved April 29, 1895, and especially to amend Section 5 of said Act, passed February 12, 1907, and approved February 12, 1907, so as to provide that the Court of Civil Appeals shall meet at Nashville on the first Monday in September of each and every year instead of on the first Monday of October in each and every year.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Court of Civil Appeals shall hereafter meet in Nashville for the middle division of the State on the first Monday of September of each and every year, instead of on the first Monday in October in each and every year, as provided by said Act.

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare so requiring it.

Passed March 26, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved March 31, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 30.

SENATE BILL No. 294.

(By Messrs. Worley and Butler.)

AN ACT to provide an effective system for the keeping of records of all births and deaths in Tennessee, and to provide penalties for the violation of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the State Board of Health shall have charge of the registration of births and deaths; shall prepare the necessary instructions, forms, and blanks for obtaining and preserving such records; and shall insure the faithful registration of the same in each primary registration district as constituted in Section 3 of this Act, and in the Central Bureau of Vital Statistics at the capital of the State. The said Board shall be charged with the uniform and thorough enforcement of the law throughout the State, and from time to time promulgate any additional forms and amendments that may be necessary for this purpose.

SEC. 2. That the Central Bureau of Vital Statistics shall be under the general charge and supervision of the Secretary of the State Board of Health, and under immediate direction of an assistant, who shall be known as the "Assistant Secretary of the State Board of Health and Registrar of Vital Statistics," and who shall be a graduated medical practitioner of not less than three years' practice in his profession and a competent vital statistician, and shall perform the duties herein prescribed, and in addition thereto, those duties now performed by the Assistant Secretary of the State Board of Health as now constituted. The Assistant Secretary and Registrar of Vital Statistics shall be appointed by the State Board of Health. He shall hold office for a period of five years from the date of his appointment. Should a vacancy occur, the position shall

Assistant Secretary and Registrar.

be filled for the unexpired term as in the manner previously prescribed.

Said Assistant Secretary and Registrar of Vital Statistics shall receive as compensation for his services the sum of \$3,000 per annum, payable monthly, from the date of his appointment, on warrant of the Comptroller as other salaries are paid. The State Board of Health shall provide for such clerical and other assistants as may be necessary for the purposes of this Act, who shall serve at the pleasure of the Board; and said Board shall fix the salary of persons thus employed within the amount appropriated therefor by the General Assembly.

Suitable apartments shall be provided by the State Board of Health for the Bureau of Vital Statistics, which shall be properly equipped for the permanent and safe preservation of all official records made and returned under this Act. The sum of \$8,000 be, and the same is, hereby appropriated annually out of any moneys in the treasury of the State for the purpose of paying said salaries and other expenditures made in pursuance of the provisions of this Act.

SEC. 3. That for the purpose of this Act the State shall be divided into registration districts as follows: Each city, incorporated town, and civil district shall constitute a primary registration district; *provided*, that the State Registrar may combine two or more primary districts into one primary registration district. Districts.

SEC. 4. That within ninety days after the taking effect of this Act, or as soon thereafter as possible, the State Registrar shall appoint a local Registrar of Vital Statistics for each registration district in the State.

The term of office of the local Registrar shall be for four years, beginning with the first day of January of the year in which this Act shall take effect and until their successors are appointed and qualified; *provided, further*, that in cities where health officers or other officials are conducting effective registration of births and deaths under local ordinances at the time this Act goes into effect, such officials may be appointed as Registrars in and for such cities, and they shall be subject to the rules Registrars and
term of office.

and regulations of the State Registrar and to all the provisions of this Act. Any local Registrar appointed by said Board who fails or neglects to discharge efficiently the duties of his office as provided in this Act, or who fails to make prompt and complete returns of births and deaths as required hereby, shall be removed from office by the State Registrar and his successor appointed, and he shall be subject to all other penalties imposed under other sections of this Act.

Local
Registrars.

Each local Registrar appointed under the provisions of this Act shall, immediately upon accepting the appointment, appoint a deputy, who shall perform the duties of local Registrar during his absence, illness, or disability; said deputy shall, in writing, accept such appointment, and shall be subject to all rules and regulations and penalties governing local Registrars. And when it may appear necessary for the convenience of the people in any rural district, the local Registrar is hereby authorized, with the approval of the State Registrar, to appoint one or more suitable persons to act as subregistrars, who shall be authorized to receive certificates and issue burial or removal permits in and for such portions of the district as may be designated; and each subregistrar shall note, over his signature, the date on which each certificate was filed, and shall forward all certificates to the local Registrar of the district within ten days, and in all cases before the third day of the following month; *provided, further*, that all subregistrars shall be subject to the supervision and control of the State Registrar, and may be by him removed for neglect or failure to perform their duties in accordance with the provisions of this Act, or the rules and regulations of the State Registrar, and they shall be liable to the same penalties for neglect of duties as the local Registrar.

Burial or re-
moval per-
mit.

SEC. 5. That the body of any person whose death occurs in the State shall not be interred, deposited in a vault or tomb, cremated, or otherwise disposed of, or removed from or into any registration district, or be temporarily held pending further disposition more than seventy-two hours after death, until a permit for burial, removal, or other disposition

thereof shall have been properly issued by the Registrar of the district in which the death occurred, and no such burial or removal permit shall be issued by any Registrar until a complete and satisfactory certificate of death has been filed with him as hereinafter provided; and *provided, further*, that when a dead body is brought into a registration district in this State for burial or other disposition, then the transit and removal permit issued in accordance with the law and health regulations of the place where death occurred shall be accepted by the local Registrar of said district as a basis upon which he shall issue a local burial permit in the same way as if the death occurred in his district; he shall plainly enter upon the face of the permit the fact that it was a body shipped in for interment, and give the actual place of death; and *provided, further*, that a burial permit shall not be required from the local Registrar of the district in which interment is made when a body is removed for purposes of burial or other disposition from one district to another in this State.

SEC. 6. That still-born children, or those dead at birth, shall be registered as births and also as deaths, and a certificate of both birth and death shall be filed with the local Registrar in the usual form and manner. The certificate of birth to contain in place of the name of child the word, "Still birth." The medical certificate of the cause of death shall be signed by the attending physician, if any, and shall state the cause of death as "Still born," with the cause of the still birth, if known; whether premature birth, and, if born prematurely, the period of uterine gestation in months if known; and burial or removal permits in the usual form shall be required. Midwives shall not sign certificates of death for still-born children, but such cases, and still births occurring without attendance of either physician or midwife, shall be treated as deaths without medical attendance as provided for in Section 8 of this Act; and *provided, further*, that a certificate of birth and death shall not be required for a child that has not advanced to the fifth month of utero-gestation.

Still birth as
still born.

SEC. 7. That the certificate of death shall be of

Certificate
of death.

the United States standard form, as approved by the Bureau of Census, and shall contain the following items:

1. Place of death, including State, county, civil district, incorporated town or city; if in a city, the ward, street and house number; if in a hospital or other institution, the name of the same to be given instead of the street and house number; if in an industrial camp, the name of the camp to be given.

2. Full name of descendant; if an unnamed child, the surname, preceded "Unnamed."

3. Sex.

4. Color or race—as, white, black (negro or negro descent), Indian, Chinese, Japanese, or other.

5. Conjugal condition—as, single, married, widowed, or divorced.

6. Date of birth, including year, month, and day.

7. Age in years, months, and days; if less than one day, hours or minutes.

8. Occupation. The occupation to be reported of any person who had any remunerative employment, women as well as men, stating (a) trade, profession, or particular kind of work; (b) general nature of industry, business, or establishment in which employed (or employer).

9. Birthplace—State or foreign country.

10. Name of father.

11. Birthplace of father—State or foreign country.

12. Maiden name of mother.

13. Birthplace of mother—State or foreign country.

14. Signature and address of informant.

15. Official signature of the Registrar, with the date when certificate was filed and registered number.

16. Date of death—year, month, and day.

17. Statement of medical attendance of deceased; fact and time of death; time last seen alive, and the cause of death, with contributory cause (secondary) or complication, if any, and duration of each; and if attributed to dangerous or unsanitary conditions of employment; signature and address of physician or official making the medical certificate.

18. Length of residence (for hospitals, institu-

tions, transient, or recent residents) at place of death, and in the State.

19. Place of burial or removal; date of burial.

20. Signature and address of undertaker or person acting as such.

The personal and statistical particulars (item 1 to 13) shall be authenticated by the signature of the informant, who may be any competent person acquainted with the facts.

The statement of facts relating to the disposition of the body shall be signed by the undertaker or person acting as such. The medical certificate shall be made and signed by the physician, if any, last in attendance on the deceased, who shall specify the time in attendance, the time he last saw the deceased alive, and the hour of the day at which death occurred. And he shall further state the cause of death, so as to show the course of disease; or sequence of causes resulting in the death, giving first the name of the disease causing death (the primary cause), and the contributory (secondary cause), if any, and the duration of each. Indefinite and unsatisfactory terms indicating only symptoms of disease, or conditions resulting from the disease, which will not be held sufficient for issuing a burial or removal permit, and any certificate containing only such terms as defined by the State Registrar shall be returned to the physician for correction and more definite statement. Causes of death, which may be the result of disease as violence, shall be carefully defined; and if from violence, the means of injury shall be stated, and whether (probably) accidental, suicidal, or homicidal. And in deaths in hospitals, institutions, or of nonresidents, the physician shall furnish the information required under this head (item 18), and may state where, in his opinion, the disease was contracted.

Medical
certificate.

SEC. 8. That in case of any death occurring without medical attendance, it shall be the duty of the undertaker to notify the local Registrar of such death; and when so notified, the Registrar shall inform the local health officer and refer the case to him for immediate investigation and certification prior to issuing the permit; *provided*, that when the local health officer is not a qualified physician, or

Registrar's
certificate in
certain cases.

when there is no such official, and in such cases only, the Registrar is authorized to make the certificate and return from the statement of relatives, or other persons having adequate knowledge of the facts; and *provided, further*, that if the death was caused by unlawful or suspicious means, the Registrar shall then refer the case to the coroner for his investigation and certification. And any coroner, whose duty it is to hold an inquest over the body of any deceased person and to make the certificate of death required for a burial permit, shall state in his certificate the name of the disease causing death, or if from external causes (1) the means of deaths, and (2) whether (probably) accidental, suicidal, or homicidal; and shall, in either case, furnish such information as may be required by the State Registrar in order to properly classify the death.

Undertaker.

SEC. 9. That the undertaker, or other person acting as undertaker, shall be responsible for obtaining and filing the certificate of death with the local Registrar of the district in which death occurred, and for securing a burial or removal permit prior to any disposition of the body. He shall obtain the personal and statistical particulars required from the person best qualified to supply them, over the signature and address of his informant. He shall then present the certificate to the attending physician, if any, or to the health officer or coroner, as directed by the local Registrar, for the medical certificate of the cause of death and other particulars necessary to complete the records, as specified in Section 7 and 8. And he shall then state the facts required relative to the date and place of burial over his signature and with his address, and present the completed certificate to the local Registrar in order to obtain a permit for burial, removal, or other disposition of the body. The undertaker shall deliver the burial permit to the sexton, or person in charge of the place of burial, before interring or otherwise disposing of the body; or shall attach the transit permit containing the corpse, when shipped by any transportation company; said permit to accompany the corpse to its destination where, if within the State of Tennessee, it shall be delivered to the sex-

ton, or to other person in charge of the place of burial.

SEC. 10. That if the interment or other disposition of the body is to be made within the State, the wording of the burial permit may be limited to a statement by the Registrar, and over his signature, that a satisfactory certificate of death having been filed with him as required by law, permission is granted to inter, remove, or otherwise dispose of the deceased, stating the name, age, sex, cause of death, and other necessary details upon the form prescribed by the State Registrar.

SEC. 11. That no sexton, or person in charge of any premises in which interments are made, shall inter or permit the interment or other disposition of any body unless it is accompanied by a burial, removal, or transit permit as herein provided. And each sexton, or person in charge of any burial ground shall endorse upon the permit the date of interment, over his signature, and shall return all permits so endorsed to the local Registrar of his district within ten days from the date of interment, or within the time fixed by the local Board of Health.

Sexton to endorse date of interment.

He shall also keep a record of all interments made in the premises under his charge, stating the name of the deceased person, place of death, date of burial, and name and address of the undertaker, which record shall at all times be open to public inspection.

SEC. 12. Undertakers or persons acting as such, when burying a body in a cemetery or burial ground having no sexton, or person in charge, shall sign the burial or removal permit as sexton, giving the date of burial, and shall write across the face of the permit the words "No sexton in charge," and file the burial or removal permit within ten days with the Registrar of the district in which the cemetery is located. Every person, firm, or corporation selling a casket shall keep a record showing the name of the purchaser, purchaser's post office address, name of deceased, date and place of death of deceased. This record to be open to inspection of the State Registrar at all times. On the first day of each month, the person, firm, or corporation selling caskets shall report to the State Registrar each sale for the preceding month on a blank provided for that purpose;

Others.

Record kept of caskets sold.

provided, however, no person, firm, or corporation selling caskets only to dealers or undertakers shall be required to keep such record, nor shall such reports be required from undertakers when they have direct charge of the disposition of a dead body.

Every person, firm, or corporation selling a casket at retail and not having charge of the disposition of the body, shall enclose within the casket a notice furnished by the State Registrar calling the attention of the purchaser to the requirements of the law, and the rules and regulations of the State Board of Health concerning the burial or other disposition of dead body.

Registration of
births.

SEC. 13. That all births that occur in the State shall be immediately registered in the districts in which they occur, as hereinafter provided.

SEC. 14. That it shall be the duty of the attending physician or midwife to file a certificate of birth, properly and completely filled out, giving all the particulars required by this Act, with the local Registrar of the district in which the birth occurred, within ten days after the date of birth. And if there be no attending physician or midwife, then it shall be the duty of the father or mother of the child, or the person in charge of a public or private institution in which the birth occurred, to notify the local Registrar within ten days after the birth of the fact that a birth has occurred. It shall then be the duty of the local Registrar to secure the necessary information and signature to make a proper certificate of birth.

Certificate of
birth.

SEC. 15. That the certificate of birth shall contain the following items:

1. Place of birth, including the State, county, civil district, incorporated town or city; if in a city, the ward, street and house number; if in a hospital or other institution, the name of the same to be given instead of the street and house number.

2. Full name of child; if the child dies without a name before the certificate is filed, enter the words "died unnamed;" if the living child has not yet been named at the date of filing certificate of birth, the space for full name of child is to be left blank, to be filled out subsequently by a supplemental report as hereinafter provided.

3. Sex of child.

4. Whether a twin, triplet, or other plural birth; a separate certificate shall be required for each child in case of plural birth, giving number of child in order of birth.

5. Whether legitimate or illegitimate.

6. Full name of father, except for illegitimate children.

7. Residence of father.

8. Color or race of father.

9. Birthplace of father; State or foreign country.

10. Age of father at last birthday, in years.

11. Occupation of father.

12. Maiden name of mother.

13. Residence of mother.

14. Color or race of mother.

15. Birthplace of mother; State or foreign country.

16. Age of mother at last birthday, in years.

17. Occupation of mother.

18. Number of child of this mother, and number of children of this mother now living.

19. Born at full term.

20. The certificate of attending physician or midwife as to attendance at birth, including statement of year, month, day, and hour of birth, and whether the child was alive or dead at birth. This certificate shall be signed by the attending physician or midwife, with the date of signature and address; if there is no physician or midwife in attendance, then the father or mother of the child, household, or owner of the premises, or manager or superintendent of the public or private institution, or other competent person, whose duty it shall be to notify the local Registrar of such birth, as required by Section 13 of this Act.

21. Exact date of filing in office of local Registrar, attested by his official signature, and registered number of birth, as hereinafter provided.

All certificates, either of births or deaths, shall be written legibly in unfading ink, and no certificate shall be held to be complete and correct that does not supply all of the items of information called for herein, or satisfactorily account for their omission.

Sec. 16. That when a certificate of birth of a liv-

ing child is presented without the statement of the given name, then the local Registrar shall make out and deliver to the parents of the child a special blank for the supplemental report of the given name of the child, which shall be filled out as directed and returned to the local Registrar as soon as the child shall have been named.

Record kept
at hospitals,
almshouses,
and other
places.

SEC. 17. That all superintendents, or managers or other persons in charge of hospitals, almshouses, lying-in or other institutions, public or private, to which persons resort for treatment of diseases, confinement, or are committed by process of law, are hereby required to make a record of all the personal and statistical particulars relative to the inmates in their institutions at the date of approval of this Act, that are required in the forms of certificates provided for by this Act as directed by the State Registrar; and thereafter such record shall be by them made for all future inmates at the time of their admission. And in case of persons admitted or committed for medical treatment of disease, the physician in charge shall specify for entry in the record the nature of the diseases and where, in his opinion, it was contracted.

The personal particulars and information required by this section shall be secured in as complete a manner as possible from relatives, friends, or other persons acquainted with the facts.

Blank records
and forms
used.

SEC. 18. That the State Registrar shall prepare, print, and supply to all Registrars all blanks and forms used in registering, recording, and preserving the returns, or in otherwise carrying out the purposes of this Act; and shall prepare and issue such detailed instructions as may be required to secure the uniform observance of its provisions and maintenance of a perfect system of registration. And no other blanks shall be used than those supplied by the State Registrar. He shall carefully examine the certificate received monthly from the local Registrars, and if any such are incomplete or unsatisfactory, he shall require such further information to be furnished as may be necessary to make the record complete and satisfactory. And all physicians, midwives, informants, or undertakers, and all other persons having knowledge of the facts, are

hereby required to furnish such information as they may possess regarding any birth or death upon demand of the State Registrar in person, by mail, or through the local Registrar. He shall further arrange, bind, and permanently preserve the certificates in a systematic manner, and shall prepare and maintain a comprehensive and continuous card index of all births and deaths registered; the cards to show the name of child or deceased, place and date of birth or death, number of certificate, and the volume in which it is contained. He shall inform all Registrars what diseases are to be considered as infectious, contagious, or communicable and dangerous to the public health, as decided by the State Board of Health in order that when deaths occur from such diseases, proper precautions may be taken to prevent the spreading of dangerous diseases.

SEC. 19. That it shall be the duty of the local Registrars to supply blank forms of certificates to such persons as require them. Each local Registrar shall carefully examine each certificate of birth or death when presented for record, to see that it has been made out in accordance with the provisions of this Act and the instructions of the State Registrar, and if any certificate of death is incomplete or unsatisfactory, it shall be his duty to call attention to the defects in the return and to withhold issuing the burial or removal permit until they are corrected. If the certificate of death is properly executed and complete, he shall then issue a burial or removal permit to the undertaker; *provided*, that in case the death occurred from some disease that is held by the State Board of Health to be infectious, contagious, or communicable and dangerous to the public health, no permit for the removal or other disposition of the body shall be granted by the Registrar except under such conditions as may be prescribed by the State Board of Health. If a certificate of birth is incomplete, he shall immediately notify the informant and require him to supply missing items if they can be obtained. He shall then number consecutively the certificate of birth and death in two separate series, beginning with the number one for the first birth and the first death in each calendar year, and sign his name as Registrar in attest of

Death from infectious, contagious, or communicable diseases.

the date of filing in his office. He shall also make a complete and accurate copy of each birth and death certificate registered by him in a record book supplied by the State Registrar to be permanently preserved in his office as the local Board in such manner as directed by the State Registrar. And he shall, on the tenth day of each month transmit to the State Registrar all original certificates registered by him during the preceding month. And if no births or death occurred in any month, he shall, on the tenth day of the following month, report that fact to the State Registrar on a card provided for this purpose.

Fees of
Registrar.

SEC. 20. That each local Registrar shall be paid the sum of twenty-five cents for each birth certificate and each death certificate properly and completely made out and registered with him, correctly recorded and promptly returned by him to the State Registrar as required by this Act. And in case no birth or death were registered during any month, the local Registrar shall be entitled to be paid the sum of twenty-five cents for each report to that effect, but only if promptly made in accordance with this Act. All amounts payable to a Registrar under the provisions of this section shall be paid by the County Trustee upon warrants issued by the Judge or Chairman of the County Court of the county in which his registration district is located; said warrants to be issued upon the certificate of the State Registrar, and the State Registrar shall annually certify to the Judge or Chairman of the County Court of the several counties in this State the number of births and deaths properly registered, and the amount due each local Registrar at the rate fixed herein.

Certified copies
of death or
birth.

SEC. 21. That the State Registrar shall, upon request, furnish any applicant a certified copy of the record of any birth or death registered under provisions of this Act, for the making and certification of which he shall be entitled to a fee of fifty cents, to be paid by the applicant. And any such copy of the record of a birth or death, when properly certified by the State Registrar to be a true copy thereof, shall be prima facie evidence in all courts and places of the facts therein stated. For any search of the files and records when no certified copy is made, the

State Registrar shall be entitled to a fee of fifty cents for each hour, or fractional part of an hour, of time of search, to be paid by the applicant. And the State Registrar shall keep a true and correct account of all fees by him received under these provisions, and turn the same over to the State Treasurer.

Sec. 22. That any physician who was in medical attendance upon any deceased person at the time of death who shall neglect or refuse to make out and deliver to the undertaker, sexton, or other person in charge of an interment, removal, or other disposition of the body, upon request the medical certificate of the cause of death hereinbefore provided for, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than five dollars nor more than fifty dollars. And if any physician shall knowingly make a false certification of the cause of death in any case, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not more than fifty dollars.

Physician
guilty of
misdemeanor
—when.

And *provided, further*, that any physician or midwife in attendance upon a case of confinement, or any other person charged with the responsibility for reporting births in the order named in Section 13 of this Act, who shall neglect or refuse to file a proper certificate of birth with the local Registrar within the time required by this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than five dollars nor more than fifty dollars. And any undertaker, sexton, or other person acting as undertaker, who shall inter, remove, or otherwise dispose of the body of any deceased person without having received a burial or removal permit as herein provided, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than five dollars nor more than fifty dollars.

And any Registrar, Deputy Registrar, or subregistrar, who shall neglect or fail to enforce the provisions of this Act in his district, or shall neglect or refuse to perform any of the duties imposed upon him by this Act or by the instructions and directions of the State Registrar, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall

Failure to
enforce law.

be fined not less than five dollars nor more than fifty dollars.

And *provided, further*, that any person who shall willfully alter any certificate of birth or death, or the copy of any certificate of birth or death, on file in the office of the local or State Registrar, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than five dollars nor more than fifty dollars, or to be imprisoned in the county jail not exceeding sixty days, or suffer both fine and imprisonment, in the discretion of the court.

False
statements.

And *provided, further*, that any person or persons who shall violate any of the provisions of this Act, or who shall willfully neglect or refuse to perform any duties imposed upon them by the provisions of this Act, or shall furnish false information to a physician, undertaker, midwife,, or informant, for the purpose of making incorrect certification of births or deaths, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than five dollars nor more than fifty dollars. And any transportation company or common carrier transporting or carrying or accepting, through its agents or employees, for transportation or carriage, the body of any deceased person without an accompanying permit issued in accordance with the provisions of this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not more than fifty dollars; *provided*; that in case the death occurred outside of State and the body is accompanied by a burial, removal, or transit permit issued in accordance with the law or Board of Health regulations in force when the death occurred, such burial, removal, or transit permit may be held to authorize the transportation or carriage of the body into or through the State.

Report of
violations.

SEC. 23. That each local Registrar is hereby charged with the strict and thorough enforcement of the provisions of this Act in his registration district, under the supervision and direction of the State Registrar, and he shall make an immediate report to the State Registrar of any violation of this law coming to his notice by observation, or upon complaint of any person, or otherwise. The State

Registrar is hereby charged with the thorough and efficient execution of the provisions of this Act in every part of the State, and with supervisory power over local Registrars, to the end that all its requirements shall be uniformly complied with. He shall have authority to investigate cases of irregularities or violation of law, personally or by an accredited representative, and all Registrars shall aid him, upon request, in such investigation. When he shall deem it necessary he shall report cases of violation of any of the provisions of this Act to the prosecuting attorney of the county, with a statement of the facts and circumstances; and when any such case is reported to him by the State Registrar, the prosecuting attorney shall forthwith initiate and promptly follow up the necessary court proceedings against the person or corporation responsible for the alleged violation of law. And upon request of the State Registrar, the Attorney-General shall likewise assist in the enforcement of the provisions of this Act.

SEC. 24. That Chapter 341 of the Acts of the General Assembly of the State of Tennessee for the year 1909, entitled "An Act to provide for the animal (annual) collection and registration of births and deaths in the State of Tennessee; to fix the compensation for such collection and registration, and to provide fine and penalty for the violating of this Act," together with all other laws or parts of laws in conflict with this Act be, and the same are, hereby repealed; and no system for the registration of births and deaths shall be continued or maintained in any of the several municipalities of this State, other than the one provided for and established by this Act.

SEC. 25. That this Act take effect from and after its passage, the public welfare requiring it.

Passed March 23, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved April 2, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 31.

SENATE BILL No. 802.

(By Mr. Fisher.)

AN ACT to fix the liability of sureties on the bonds of public officials in this State.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That sureties on the bonds of public officials in this State shall be liable for the principal sum in default and covered by said bond and for interest thereon at the rate of one per cent (1%) per month for the period of delinquency, and not otherwise.

SEC. 2. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be, and the same are, hereby repealed.

SEC. 3. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed March 28, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved April 3, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 32.

SENATE BILL No. 100.

(By Mr. Pope.)

AN ACT to confer upon the Railroad Commission created by Chapter 10, Acts of 1895, the power and authority to regulate and control express, telephone, and telegraph companies in all counties of the State having a population of less than 190,000 and excepting all counties having a population of between 85,000 and 90,000 by the Federal census of 1910 or any future Federal census.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Railroad Commission created by Chapter 10, Acts of 1897, be, and it is, hereby given authority, and it shall have and exercise, jurisdiction and supervisory powers and control over and concerning the business of all express, telephone, and telegraph companies, including telegraph lines and telephone lines and exchanges in all counties of the State of Tennessee having a population of less than 190,000, excepting counties having a population of between 85,000 and 90,000 by the Federal census of 1910 or any future Federal census, and is given authority and power to make and enforce rules and regulations by which persons, firms, or corporations owning and conducting an express business, or operating telegraph or telephone lines, stations, or exchanges, in this State, for the transmission of intelligence, for hire, shall be governed in the conduct of such business.

SEC. 2. *Be it further enacted*, That if any express, telephone, or telegraph company shall unreasonably fail or refuse to furnish adequate service at reasonable rates to any person or persons within the territorial limits within which such company purports to furnish such service, such person may bring his or its written petition before the Commission alleging such failure or refusal. Thereupon the Commission shall fix a time and place for a hearing upon such petition, and shall mail notice thereof to the

Failure to
furnish
adequate
service.

parties in interest at least one week prior to such hearing. Upon said hearing the Commission may, if it finds that such company has unreasonably failed or refused to furnish such person or persons with adequate service at reasonable rates, prescribe the service to be furnished by such company to such person or persons and the conditions under which, and maximum rates or charges at which such service shall be furnished. Such company shall thereafter furnish such service to such person or persons in accordance with the conditions so prescribed, and shall not thereafter demand or collect any rate or charge for such service in excess of the maximum rate or charge so fixed and prescribed.

Commission to investigate charges. SEC. 3. *Be it further enacted*, That it shall be the duty of the Commission, either upon complaint or upon its own initiative, to investigate all rates, joint rates, fares, tolls, charges, and exactions, classifications, or schedules of rates, or joint rates and rules and regulations; and if, after full hearing and investigation the Commission shall find that such rates, joint rates, fares, tolls, charges, or exactions, classifications or schedules of rates, or joint rates, or rules and regulations are unjust, unreasonable, unjustly discriminatory, or unduly preferential, the Commission shall have power to fix and order substituted therefor such rate or rates, fares, tolls, charges, exactions, classifications, or schedules of rates or joint rates, and such rules and regulations as shall be just and reasonable. Whenever, in the judgment of the Commission, public necessity and convenience require, the Commission shall have power to establish just and reasonable special rates, charges, or privileges, but all such rates, charges, and privileges shall be open to all users of a like kind of service under similar circumstances and conditions.

Power to fix rates, charges, etc. SEC. 4. *Be it further enacted*, That if upon such hearing and investigation the rates, joint rates, fares, tolls, charges, rules, regulations, or classifications of such express, telephone, or telegraph company are found to be unjust, unreasonable, unfair, unjustly discriminatory, or unduly preferential, or in any wise in violation of the provisions of this Act, the Commission shall have the power to fix and estab-

lish, and to order substituted therefor, such rates, joint rates, fares, tolls, charges, rules, regulations, or classifications as it shall find, determine, or decree to be just, reasonable, and necessary.

SEC. 5. *Be it further enacted*, That whenever the Commission shall find, after a hearing had upon its own motion, or upon complaint, that the rates, charges, tolls, or rentals, demanded, exacted, charged, or collected by any telegraph company or telephone company for the transmission of messages by telegraph or telephone, or for the rental or use of any telegraph line, telephone line, or any telegraph instrument, wire, appliance, apparatus, or device, or any telephone receiver, transmitter, instrument, wire, cable, apparatus, conduit, appliance, or device, or any telephone extension or extension system, or that the rules, regulations, or practices of any express, telegraph, or telephone company affecting rates, charges, tolls, rentals, or service are unjust, unreasonable, unjustly discriminatory, or unduly preferential, or in any wise in violation of law, or that such rates, charges, tolls, or rentals are insufficient to yield reasonable compensation for the service rendered, the Commission shall determine the just and reasonable rates, charges, tolls, or rentals to be thereafter observed and in force, and fix the same by order as herein provided.

SEC. 6. *Be it further enacted*, That if any express, telephone, or telegraph company doing business within this State shall, directly or indirectly, by any special rate, rebate, drawback, or other device, charge, demand, collect, or receive from any person or persons, firms or corporation a greater or less compensation for any service rendered, furnished, or performed than it charges, demands, collects, or receives from any other person or persons, firm or corporation for rendering, furnishing, or performing for him or them a like contemporaneous service, such company shall be guilty of unjust discrimination, which is hereby prohibited and declared to be unlawful. It shall further be unlawful for any person, firm, or corporation, directly or indirectly, to ask, demand, or accept, any rebate, drawback, or other device whereby he shall obtain any such serv-

Uniform rates,
charges, etc.

ice for any less rate than that charged others in like circumstances.

SEC. 7. *Be it further enacted*, That any express, telephone, or telegraph company receiving from the Commission any blanks with directions to fill same, shall cause the same to be properly filled out so as to answer fully and correctly each question therein propounded, and in case it is unable to answer any question, it shall give a good and sufficient reason for such failure; and said answer shall be verified under oath by the President, Secretary, Superintendent, or General Manager of such company, and returned to the Commission at its office within the period fixed by the Commission.

SEC. 8. *Be it further enacted*, That the Commission shall have full power and authority to examine all officers, agents, and employees of such companies, individuals, firms, or corporations, and all other persons under oath or otherwise, and to compel the production of papers and the attendance of witnesses to obtain the information necessary for carrying into effect and otherwise enforcing the provisions of this Act.

SEC. 9. *Be it further enacted*, That the Commission, or any member thereof, in the performance of its duties, or in connection with any hearing, may direct the production of such books, records, vouchers, memoranda, documents, letters, contracts, or other papers in relation to the affairs of any express, telephone, or telegraph company as it may find proper, and shall have the same powers in reference thereto as are now vested in the courts of record in this State.

SEC. 10. *Be it further enacted*, That whenever the Commission shall be of opinion that an express, telephone, or telegraph company is failing or omitting to do anything required of it by law, or by order of the Commission, or is doing anything, or about to do anything, or permitting anything, or about to permit anything to be done, contrary to, or in violation of law or of any order of the Commission, it shall have authority to lay the facts before the Attorney-General and to direct him immediately to begin an action in the name of the State of Tennes-

see praying for appropriate relief by mandamus or injunction or otherwise.

SEC. 1. *Be it further enacted*, That the Commission shall have power to adopt and enforce such reasonable rules, regulations, and modes of procedure as it may deem proper for the discharge of its duties, and to regulate the mode and manner of all investigations and hearings of companies and other parties before it, and all hearings before the Commission shall be governed by rules to be adopted and prescribed by the Commission.

SEC. 12. *Be it further enacted*, That all decisions, orders, and authorizations of the Commission shall be in writing, and shall be filed and kept in the office of the Commission, and recorded in a book kept by it for that purpose, and shall be public documents. Said Commission may, at any time, for due cause shown upon hearing had after due notice to all parties in interest, rescind, reverse, or alter any decision, order, or authorization made by it. Written notice of all orders, decisions, or authorizations issued by said Commission shall be given to the person or company affected thereby by personal or registered mail, as the Commission may determine.

Decisions of
Commission.

SEC. 13. *Be it further enacted*, That if any express, telephone, or telegraph company or party in interest be dissatisfied with the decision or fixing of any rate or regulation adopted by the Commission, such party may institute legal proceedings setting forth the cause of objection to such decision in a court of competent jurisdiction at the domicile of the Commission against said Commission as defendant, where such orders or regulations shall be tried de novo; and either party to said action may appeal the case; *provided*, that no rate, rule, order, or regulation shall be suspended pending a hearing in the courts unless legal proceedings are instituted within ten days after such rates, rule, order, or regulation has been fixed and adopted by the Commission, and entered of record. And then only upon injunction issued by some court of competent jurisdiction and upon adequate and sufficient grounds fully shown in bill, and subject to penal damages to the State in the sum of \$1,000 a day; *provided*, said injunction is procured in bad faith, otherwise the usual damages

payable to State; all or any of said damages so collected may be applied by the court to damages of parties involved, in its discretion; and that no injunction shall issue by any court to suspend any order of the Commission, except upon notice to the Commissioners.

Commission
may admin-
ister oaths,
subpœna
and compel
attendance
of witnesses.

SEC. 14. *Be it further enacted*, That each of the Commissioners, for the purposes mentioned in this chapter and in all hearings before it, may administer oaths, certify to official acts, issue subpœnas, compel the attendance of witnesses, and the production of papers, books, accounts, documents, and stationery; and in case of failure or refusal to comply with any order of the Commission, or on the refusal of any witness to testify to any matter regarding which he may be lawfully interrogated, any Circuit Court in this State, or any Judge thereof, on application of a Commissioner, shall issue an attachment for such person or persons, and compel them to comply with said order; and the court or Judge shall have power to punish for contempt as in cases of disobedience of a like subpœna issued from such court, or a refusal to testify therein.

SEC. 15. *Be it further enacted*, That every owner or operator of an express, telephone, or telegraph property, and any officer or agent of any express, telephone or telegraph property, who shall violate, neglect, fail, or refuse to comply with any lawful order, rule, or regulation of the Railroad Commission of this State, shall upon conviction thereof be punished by a fine of not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000), in the discretion of the Commission, such fines to be collected by suit in the Circuit Courts of this State.

Act of 1897.

SEC. 16. *Be it further enacted*, That all rules of the Commission regulating the method of procedure before the Commission, prescribed in Chapter 10, Acts of the General Assembly of the State of Tennessee of 1897, with reference to railroads, shall be applicable to, and enforceable against, express, telephone, and telegraph companies; and the word "company" as used in this Act, shall include persons as well as corporations; *provided*, no subscrib-

er to any telephone company shall pay any amount except for services actually rendered.

SEC. 17. *Be it further enacted*, That the provisions of this Act shall not apply to the regulation of telephone rates in any county having a population of more than 190,000 by the Federal census of 1910 or any future Federal census; the rates of telephone companies in said counties to be regulated by such authorities as may now or hereafter be given the power to do so, and this Act shall not be construed as depriving any municipality or county authorities now having the right to regulate telephone charges and service, of their power to so regulate said charges and service.

Provided, however, the counties hereinbefore excepted are only excepted as to matters entirely within said counties. But as to all other matters this Act shall apply, especially as to matters where citizens out of said counties are concerned.

SEC. 18. *Be it further enacted*, That all laws and parts of laws in conflict with the provisions of this Act are hereby expressly repealed.

SEC. 19. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed March 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved April 3, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 33.

HOUSE BILL No. 437.

(By Mr. Mullens.)

AN ACT to appropriate the sum of four hundred dollars for the repair, care, and maintenance of the McGavock Confederate Cemetery, near the town of Franklin, Williamson County, Tenn.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the sum of four hundred dollars be, and the same is, hereby appropriated for the purpose of repairing and keeping in good condition the McGavock Confederate Cemetery, near Franklin, Tenn., and the road leading from Lewisburg turnpike to said cemetery, and the bridge across the same.

SEC. 2. *Be it further enacted*, That the Comptroller issue his warrant to the Treasurer of the State of Tennessee for two hundred dollars for the year 1913, and two hundred dollars for the year 1914, to be used for the purposes above set out.

SEC. 3. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed March 28, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved April 4, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 34.

SENATE BILL No. 250.

(By Mr. Cecil.)

AN ACT to amend Chapter 602 of the Acts of 1907, being "An Act to provide more just and equitable laws for the assessment and collection of revenue for State, county, and municipal purposes; and to repeal all laws in conflict with the provisions of this Act whereby revenue is collected from the assessment of real estate, personal property, privileges, and polls;" and to relieve County Trustees from certain penalties.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 68 of the Acts of 1907, being "An Act to provide more just and equitable laws for the assessment and collection of revenue for State, county, and municipal purposes; and to repeal all laws in conflict with the provisions of this Act whereby revenue is collected from the assessment of real estate, personal property, privileges, and polls," be amended by adding at the end of said section the following:

"*Provided*, that said Trustee shall not forfeit and lose his said commission, and that said commission shall not be recovered back from him when allowed or paid, unless it shall appear that said Trustee failed and refused to make said publication willfully with full knowledge of the purport of this Act, for the purpose of defrauding the State, county, or municipality as aforesaid."

SEC. 2. *Be it further enacted*, That the County Trustees and ex-Trustees of this State shall be relieved and released from losing or forfeiting their commission, and from being liable for the repayment of said commission where commissions have been allowed, where they have failed to make the newspaper publication required by law, unless it shall appear that such failure to make publication was done with knowledge of the law requiring such publication, and for the purpose of defrauding the State county, or municipality.

SEC. 3. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed March 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved April 7, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 35.

HOUSE BILL No. 278.

(By Mr. Fuller et al.)

AN ACT appropriating the sum of \$40,000, to be paid in annual installments of \$30,000 for 1913 and \$10,000 for 1914, for the uses and purposes of the Tennessee State Fair and for other fair or exhibition purposes, to be expended in the discretion of the Board of Fair Trustees of the State of Tennessee.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the sum of \$40,000 be, and the same is, hereby appropriated out of the funds of the State for the maintenance, equipment, and operation of the Tennessee State Fair, which is maintained by the Board of Fair Trustees of the State of Tennessee, and for other purposes of encouragement and promotion of annual fairs or exhibitions of the resources and industries of the people of the State of Tennessee. Said sum shall be expended for such purposes in the discretion and under the supervision and direction of the Board of Fair Trustees of the State of Tennessee.

SEC. 2. *Be it further enacted*, That \$30,000 of the said sum of \$40,000 shall be paid out for such pur-

poses during the year 1913, and the remaining \$10,000 of said sum shall be paid out for such purposes during the year 1914.

SEC. 3. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed March 28, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.....,
Governor.

This bill was returned by the Governor after having been held by him for more than five days.

This April 7, 1913.

CHAS. CASON,
Chief Clerk of the House.

CHAPTER 36.

SENATE BILL No. 605.

(By Mr. Maxwell.)

AN ACT to authorize any county in the State of Tennessee which has a bonded debt, and which has been created in aid of or by a subscription of the county for the building of or aiding in the building of a railroad, to issue new bonds, with coupons attached, to fund the debt or any part of same.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That in order to enable any county in this State and which has a bonded indebtedness matured or about to mature for payment on account of such county's subscription made to build, or aid in building, or such county's issue of

bonds in aid of a railroad, to meet such indebtedness the County Quarterly Court of such county may issue bonds, with coupons attached, at a rate of interest not exceeding six per cent per annum, payable annually or semiannually, as may be deemed best for the county by said court; these bonds to be in sums or denominations of \$100, \$500, or \$1,000, and to be due and payable in not exceeding thirty years after the date of their issuance in payment of said indebtedness or any part of same.

County Court
may author-
ize bond
issue.

That the said Quarterly Court may at its option, or as may be deemed best for the county by said court, issue all of said series of bonds to run at interest for the full period of thirty years, or may issue call bonds as hereinafter provided, as it may deem best. These bonds shall be signed by the County Judge, or Chairman of the County Court, and countersigned by the Clerk of said court, with the seal of the court attached; and the Quarterly Court of the county is authorized to have a sufficient number of engraved or lithographed coupon bonds prepared, with interest payable as provided above, to take up the old bonds.

SEC. 2. *Be it further enacted*, That the Quarterly County Court of such county is empowered to provide by taxation the necessary funds to pay the annual or semiannual interest, as the case may be, on said bonds, and also to retire and discharge said bonds as they mature or are called as is hereinafter provided for.

Bonds must be
sold at par.

SEC. 3. *Be it further enacted*, That none of these bonds shall be sold at less than par, and a record shall be spread upon the minutes of the Quarterly County Court of the county, showing the number and the denomination of each bond, the name of the person to whom it is sold, and also when it is due, and all moneys derived from the sale of the new bonds shall be applied or expended in retiring and taking up and discharging the old bonds, and for no other purpose; also each of the old bonds taken up and paid off shall be canceled by the Chairman of the County Court, or the County Judge, in counties where there is such an officer, and exhibited to the Quarterly County Court at its next session, and

be disposed of as the said Quarterly County Court may direct.

SEC. 4. *Be it further enacted*, That the refunding under this Act shall in no way effect the liability of any new county, or fraction thereof, that may have been taken from a county refunding hereunder of bonds that were issued for an indebtedness created before the new county, or fraction thereof, was taken off from such county so refunding; but such new county, or fraction thereof, shall be liable on the new bonds issued hereunder in the same way and to the same extent that the new county, or fraction thereof, is liable on the original indebtedness; and the old bonds that may be refunded hereunder as renewal bonds for said original indebtedness created prior to the separation, and that the new county, or fraction thereof, shall not be released from the indebtedness by the refunding hereunder, but such new county, or fraction thereof, shall be liable to the same extent as if it had never been taken from the county refunding hereunder.

SEC. 5. *Be it further enacted*, That it shall be the duty of the Quarterly County Court of said county annually to levy a tax on the taxable property of said county as it stood when said indebtedness was created, and which is to be refunded hereunder, to pay the annual or semiannual interest on said bonds, and also for the purpose of creating a sinking fund for the redemption of the bonds herein authorized when they fall due, or are called in or redeemed as hereinafter provided; and to enable the County Court to know what amount of tax to levy for these purposes, the Chairman of the County Court, or County Judge, shall keep in a well-bound book a record of the number and denomination of all bonds issued and also of all bonds and coupons redeemed or paid. Interest tax.

SEC. 6. *Be it further enacted*, That the Trustee or Tax Collector shall collect and account for the tax herein authorized in the same manner as is now required by law to collect and account for other county taxes, and he shall receive the same compensation as for collecting and accounting for other county taxes; and the County Court may, when it thinks

proper, require such Trustee or Tax Collector to give an additional bond for the performance of his duties in collecting and accounting for said fund; *provided, however*, that in portions of old counties taken off to create a new county, that said taxes shall be collected and accounted for under the provisions of Chapter 411 of the Acts of the Tennessee Legislature of 1905.

Bond
redemption.

SEC. 7. *Be it further enacted*, That before the expiration of two years from the date of the issuance of said bonds, the Trustee or the Tax Collector may, at his option, redeem said bonds presented for redemption out of any money that may be in his hands derived from said sinking fund tax, or may receive said bonds in payment of said sinking fund tax; and after the expiration of said two years, it shall be the duty of the Trustee or Tax Collector to call for such an amount of said bonds as the sinking fund in his hands will redeem, calling for them by number, commencing with the lowest number, and redeeming them in order in which they were issued, of such as are outstanding; and for this purpose he shall have access to the Chairman of the County Court, or County Judge's books in which said bonds are numbered.

SEC. 8. *Be it further enacted*, That the call provided for in Section 7 (seven) of this Act shall be made by the County Judge or Chairman of the County Court of said county by advertisement for thirty days in some newspaper published in said county, and if there be no newspaper published in said county, then notice of said call shall be duly posted at the courthouse door for a like time of thirty days, setting out the number and denomination of said bonds so called for; and such bonds not being presented for payment at the expiration of said thirty days, the interest thereon shall cease from that date; and the coupon not due thereon shall not thereafter be received for taxes not paid, but shall become void; and should the bonds so called for be withheld, then shall the Trustee in like manner call for other bonds in regular order until the amount required be presented for redemption; and when any bonds are redeemed as herein set out, the Trustee or Tax Collector shall, upon

settlement with the Chairman of the County Court, or the County Judge, have credit therefor on account of said sinking fund tax; and after they have been entered on the Chairman's, or County Judge's, books as aforesaid, said bond shall be defaced by stamping or by writing across the face of same the day when they were accounted for on the settlement, and the same filed with the coupons thereon as a part of the records of the Chairman of the County Court, or County Judge's, office.

SEC. 9. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed March 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved , 191..

.....,
Governor.

Senate Bill No. 605, having been held by the Governor for more than five days and returned by him without his signature, becomes a law without his approval, as prescribed by the Constitution.

April 8, 1913.

J. M. FULTON,
Chief Clerk of Senate.

CHAPTER 37.

HOUSE BILL No. 759.

(By Mr. Todd.)

A BILL to be entitled An Act to amend an Act entitled "An Act to create a State Board of Elections; to provide for the manner of their appointment, their terms of office, their compensation, and to define their duties and powers," the Act hereby amended being Chapter 435 of the printed Acts of 1907, passed April 9, 1907, and approved by the Governor April 12, 1907.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That Chapter 435 of the Acts of the General Assembly of Tennessee for the year 1907, the same being an Act whose title is set out in the caption of this Act, as amended by Chapter 103 of the Acts of the General Assembly of Tennessee for the year 1909, be, and the same is, hereby amended so as to read and provide as follows:

"That there shall be a State Board of Elections which shall consist of five members, to wit: The three members now constituting said Board, and two additional members to be elected or appointed by a joint vote of both Houses of the General Assembly of Tennessee; not more than three of the five members of the said State Board of Elections shall be of the same political party, and any three members of said Board shall constitute a quorum for the transaction of all business. The two new members of said Board shall be elected by the joint vote of the present General Assembly of Tennessee upon a date to be fixed by a resolution of said General Assembly; and after the year 1913, during each biennial session of the General Assembly, members of the Board shall be elected to succeed those whose terms expire the following April at the time provided by Chapter 435 of the Acts of 1907, as amended by Chapter 103 of the Acts of 1909. The terms of office of the two new members of the said State Board of Elections shall be as follows: One for six years, one for four years, from and after their election by the present General Assembly of Tennessee, and the terms of each member shall be fixed by the joint vote of the

General Assembly of Tennessee at the time of his election as a member of said Board; and thereafter the terms of the members elected at each biennial session of the General Assembly of Tennessee shall be for six years from the second Monday in April succeeding his election. The majority and minority political parties of Tennessee shall be entitled to bona fide representation on the State Board of Election."

SEC. 2. *Be it further enacted*, That the representatives of the majority party in the State Board of Elections shall have the right and power, and it shall be their duty, to designate and appoint the representatives of such majority party on the various County Boards of Commissioners of Elections without the consent of the representatives of the minority party on the State Board of Elections; and the Representatives of the minority party on the State Board of Elections shall have the right and power, and it shall be their duty, to designate and appoint the representatives of the minority party on the various County Boards of Commissioners of Elections without the consent of the representatives of the majority party on the State Board of Elections.

SEC. 3. *Be it further enacted*, That the compensation of the five members of the said State Board of Elections from and after their elections by the joint vote of the General Assembly of Tennessee shall be three hundred dollars each per annum, payable quarterly; and the expenses of each and every member of the Board—namely, his traveling expenses, hotel bills—in attending duly called meetings of the State Board of Elections, shall be paid out of the treasury of the State upon the warrant of the Comptroller, and no such expenses shall be allowed or paid out of the State treasury except such as are incurred and actually paid by such member of the State Board of Elections, and the warrant of the Comptroller shall have attached thereto a duly verified and itemized statement of each member of the State Board of Elections, that the items therein set out were legitimately incurred by him in attending to his duties as a member of the State Board of Elections.

SEC. 4. *Be it further enacted*, By "minority par-

ties," within the meaning of this Act, is meant "the political party polling in the State of Tennessee the second highest number of votes for presidential electors at any presidential election immediately preceding the appointment and election of members of the State Board of Elections under the terms and provisions of this Act;" and within the meaning of this section the first presidential election to be regarded shall be the presidential election which was held in November of the year 1912.

SEC. 5. *Be it further enacted*, That except as is herein otherwise provided for, Chapter 435 of the Acts of 1907, as amended by Chapter 103 of the Acts of 1909, shall be, and remain, in full force and effect.

SEC. 6. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed March 27, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

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Governor.

Passed the House, the objections or veto of the Executive to the contrary notwithstanding, on April 3, 1913, as appears on House Journal of that date.

W. M. STANTON,
Speaker of the House of Representatives.

CHAS. CASON,
Chief Clerk of the House.

Passed the Senate, the objections or veto of the Executive to the contrary notwithstanding, on April 3, 1913, as appears on Senate Journal of that date.

NEWTON H. WHITE,
Speaker of the Senate.

J. M. FULTON,
Chief Clerk of the Senate.

CHAPTER 38.

HOUSE BILL No. 751.

(By Mr. Todd.)

A BILL to be entitled An Act to make it a crime for any member of the General Assembly of the State of Tennessee to willfully obstruct the transaction of the business of said General Assembly by absenting himself from its sessions.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That it shall be unlawful for any member of any General Assembly of the State of Tennessee, at either a general or special session, willfully to absent himself from the sessions of said General Assembly for the purpose of impeding or obstructing the transaction of the business of the General Assembly, or of breaking a quorum thereof whereby the transaction of the business of the General Assembly will be rendered impossible.

SEC. 2. *Be it further enacted*, That every member of the General Assembly of Tennessee violating the provisions of this Act shall be deemed guilty of a felony, and shall be imprisoned not less than one year nor more than five years in the State penitentiary and fined not less than one thousand nor more than five thousand dollars.

SEC. 3. *Be it further enacted*, That it shall be the duty of the Judges of the Circuit and Criminal Courts of the State to give this Act in charge to the respective grand juries, and said grand juries are hereby given inquisitorial power over all the violations of the terms and provisions of this Act.

SEC. 4. *Be it further enacted*, That this Act take

effect from and after its passage, the public welfare requiring it.

Passed March 28, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

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Governor.

Passed the House, the objections or veto of the Executive to the contrary notwithstanding, on April 3, 1913, as appears on House Journal of that date.

W. M. STANTON,
Speaker of the House of Representatives.

CHAS. CASON,
Chief Clerk of the House.

Passed the Senate, the objections or veto of the Executive to the contrary notwithstanding, on April 3, 1913, as appears on Senate Journal of that date.

NEWTON H. WHITE,
Speaker of the Senate.

J. M. FULTON,
Chief Clerk of the Senate.

CHAPTER 39.

HOUSE BILL No. 207.

(By Messrs. Hill, Fuller, Spears, and Todd.)

A BILL to be entitled An Act to appropriate the sum \$25,000 for the purchase of land for the George Peabody College for Teachers, to be used as a demonstration farm for the Seaman A. Knapp School of Country Life.

WHEREAS, the State of Tennessee recognizes its duty to foster and develop the farming interest of the State, and has always given encouragement to this purpose; and

WHEREAS, there is to be established in connection with George Peabody College for Teachers the Seaman A. Knapp School of Country Life and a demonstration farm is necessary in the operation of said school; therefore.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the sum of \$25,000 is hereby appropriated out of any moneys in the treasury not otherwise appropriated, for the purpose of assisting the George Peabody College for Teachers in purchasing and equipping a demonstration farm in the State of Tennessee for the Seaman A. Knapp School of Country Life. Said school to be open at all times for the instruction of the farmers and their children of the State.

SEC. 2. *Be it further enacted*, That the Comptroller of the State of Tennessee is hereby authorized, and he is directed, to draw his warrant on the treasury of the State for the sum of \$25,000 in favor of the George Peabody College for Teachers, and the said money shall be used by the said George Peabody College for Teachers for the purpose hereinabove set out, to be due and payable when farm is located in State of Tennessee.

SEC. 3. *Be it further enacted*, That when said farm shall cease to be used for the purpose hereinabove set out, the said George Peabody College for Teacher's shall refund to the State the said sum of \$25,000.

Sec. 4. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed April 8, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved April 11, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 40.

HOUSE BILL No. 174.

(By Messrs. Williamson and Fisher.)

AN ACT entitled An Act to define the qualifications and duties of public-school teachers; to provide a uniform method for the examination and certification of teachers; to provide for the issuance of teachers' certificates of different grades and for the revocation of certificates; and to fix penalties for the violation of the provisions of the Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That no person shall be employed to teach in any public elementary or high school of the State, or receive pay for teaching out of the public school funds of any county, until he has received a certificate as prescribed in this Act. No such payment shall be allowed if made, and any officer who shall make or sanction the same shall be subject to a penalty of not less than five dollars (\$5) nor more than fifty dollars (\$50), to be paid into the public school fund of the county in which collected. No person under eighteen years of age shall receive a certificate to teach in the public schools of this State, and no person under twenty

years of age shall receive pay out of the public school funds as the principal of any school having more than one teacher.

No person shall receive a certificate to teach in the public schools of this State unless he has a good moral character, and under no circumstances shall certificates be granted to persons addicted to the use of intoxicants, or opiates, or cigarettes.

Intoxicants,
opiates, etc.

All persons who appear before the local examining committee of any county, or the State Board of Examiners, for teachers' certificates as hereinafter provided, must satisfy the local examining committee, or the State Board Examiners, that they meet the requirements of this Act as regards age and moral character before being allowed to proceed with the examination; and the local examining committee, or State Board of Examiners, may require proof as to the age and testimonials as to character.

Character.

No person shall teach in any public school of this State who has any contagious or communicable disease in such form as that the health of children would be endangered by his presence in the school-room with them; and any County Board of Education or City Board of Education may require a teacher to submit to an examination by a competent physician at any time when there is reason to believe that the teacher has any disease of this kind; and any Board of Education may require from any teacher asking to be employed in any public school under its direct control a certificate of health signed by a competent physician.

Personal
health.

SEC. 2. *Be it further enacted*, That every teacher in the public schools of the State shall keep a daily record of facts pertaining to his school in such form as is required by the State Superintendent of Public Instruction, and as indicated in the school register furnished the teacher for that purpose; and the teacher shall be responsible for the safe-keeping and delivery of the same to the County Superintendent of Public Instruction at the close of the school term, or at the close of his services.

Record kept.

SEC. 3. *Be it further enacted*, That written contracts for the school year shall be made between the County Boards of Education and the public school teachers at fixed rates per month before they enter

Contract.

upon their duties; these contracts shall be in such form as may be provided by the State Superintendent of Public Instruction, and every contract shall be signed in duplicate in ink, each party holding a copy. Failure to comply with the provisions of this section of this Act shall subject either or both parties to a fine of twenty-five dollars.

SEC. 4. *Be it further enacted*, That any principal teacher of a public school may, for good and sufficient reasons, suspend a pupil from attendance on his school until the case is decided by the County Board of Education, which shall be with as little delay as possible; *provided*, that a report of every suspension shall be made at once, through the County Superintendent, to the County Board of Education.

County
Institute.

SEC. 5. *Be it further enacted*, That it shall be the duty of all teachers in any county of this State to attend the full term of any County Institute held for teachers of his race in that county under provisions made by the State and County Superintendents of Public Instruction; but in lieu of attendance upon the institute in his county, a teacher may attend a similar institute in any other county in the State in the same year, or take regular work in a summer session of one of the State Normal Schools, or any regular organized summer school of good standing.

SEC. 6. *Be it further enacted*, That after the first day of July, 1914, the requirements for certificates to teach in the public schools of this State shall be uniform in all the counties. Every certificate shall be issued by the State Superintendent of Public Instruction in accordance with regulations hereafter prescribed.

Except as hereinafter provided, every person receiving a certificate to teach in the public elementary schools of the State shall have passed a satisfactory examination in the subjects prescribed to be taught in the elementary schools, and in the principles and practice of teaching and school management; and every person receiving a certificate to teach in the public high schools of the State shall have passed a satisfactory examination in the history of secondary education, principles, and practice of teaching and school management, with special reference to high school work, English language, and literature,

and other subjects named on the certificate issued to him. The standards for examination and the grade of scholarship required for certificates shall be determined by the State Superintendent of Public Instruction, and in accordance with the provisions of this Act. Certificates shall be designated and graded as elementary certificates of the first or second grade, or high school certificates of the first or second grade. A first grade certificate shall be valid for a period of five years from date of issue, a second grade certificate for a period of two years. Certificates granted on examinations taken in the various counties, under the supervision of the local examining committee as hereinafter provided, shall be good only in the county in which the examinations are taken. Certificates granted on examinations taken at special places under the supervision of the State Board of Examiners as hereinafter provided, shall be good in any county in the State. To obtain a first grade certificate the applicant must be at least nineteen years of age, and must have had at least eight months successful teaching experience, and must make an average of eight-five per cent on the subjects prescribed for examination, and must not fall below seventy per cent on any subject. An applicant who makes a first grade average as required, but who has not the requisite teaching experience, will be granted a second grade certificate which may be changed to a first grade certificate after eight months' successful teaching. In case there are not enough teachers with certificates applying for the schools in any county, the State Superintendent of Public Instruction may issue a temporary certificate to a sufficient number of those persons who stood the examination in that county and are most nearly qualified, as shown by any regular examination in which they may have participated, which certificate shall be good only in said county; or he may order a special examination for that purpose. But no certificate thus issued shall be valid longer than the time for the next examination, and no such certificate shall be issued to the same person more than twice.

Certificates
granted—
how.

Professional certificates shall be issued by the State Superintendent of Public Instruction as fol-

Professional
certificates.

lows: (1) An elementary certificate of the first grade to the applicant who has completed the academic course of the State Normal Schools; (2) a certificate good in all schools except high schools of the first class to the applicant who has completed the normal course of the State Normal Schools; (3) a high school certificate of the first grade to the applicant who is a graduate of the State University who has completed any six half-year courses offered by the university in psychology, history of education, principles of teaching, and school management, not less than two of which shall have special reference to high school work; (4) in accordance with such uniform rules and regulations as may be adopted by the State Board of Education, the State Superintendent of Public Instruction may issue certificates without examination to graduates of other institutions of learning whose standards of admission and requirements for graduation are not lower than those of the State Normal Schools and State University; *provided*, that said standards and requirements shall first have been carefully examined by the said Superintendent and Board; and *provided, further*, the requirements with which the graduates of said institutions are licensed shall not be lower than those made for the graduates of the State Normal Schools and the State University of this State. All certificates granted by the State Superintendent of Public Instruction on diplomas or degrees from institutions of learning shall be good in any county of the State.

All certificates outstanding at the time this Act takes effect shall be valid for the times and purposes for which they were issued if not revoked by the State Superintendent of Public Instruction. The State Superintendent of Public Instruction may revoke the certificate of any teacher who shall be guilty of immoral conduct upon sufficient evidence of the same furnished by the County Superintendent of the county in which the holder is teaching.

Courses of
study.

The State Superintendent of Public Instruction shall, with the help of the State Board of Examiners as hereinafter provided, prepare and announce courses of study for persons holding the elementary certificate of the first grade and for persons hold-

ing the high school certificate of the first grade, such courses to cover the principal subjects named in the certificates; and any such person who completes either of these courses and passes the required examination upon the subjects contained in it, shall be granted a permanent certificate of the same class and grade; but permanent certificates shall be revoked if the holders shall discontinue school work for more than three successive years, and if they fail to attend institutes and do the work of the reading circle, or meet other requirements as prescribed by the State Superintendent of Public Instruction and the State Board of Education.

SEC. 7. *Be it further enacted*, That the State Board of Education and the State Superintendent of Public Instruction are hereby constituted a Board of Examiners of which the State Superintendent of Public Instruction shall be Chairman, for the purpose of preparing questions, conducting examinations, and otherwise assisting the State Superintendent of Public Instruction and the State Board of Education in carrying out the provisions of this Act; and they shall, upon the call of the State Superintendent of Public Instruction, meet for this purpose at such times and places as he may designate. The necessary expenses of the examiners incurred in attending such meetings and in performing any other duties required of them by this Act, shall be paid out of the examination fund, to be made up of the examination fees as hereinafter provided. The State Board of Examiners herein provided shall have the power and authority to secure the assistance of the Normal School Presidents, State High School Inspector, Elementary School Inspector, and all employees of said Board in conducting said examinations without any extra pay or compensation for said services. On the recommendation of the Examiners, the State Superintendent may employ, at such reasonable wages as the Examiners shall fix, competent persons to grade examination papers, and such other assistance as may be necessary to enable him to carry out the provisions of this Act; all such wages to be paid out of the examination fund in the manner herein provided.

Examinations shall be held at the county seat of

Local examining committee.

each county in some suitable room or rooms to be designated by the local examining committee on dates prescribed by the State Superintendent of Public Instruction. The County Superintendent of Public Instruction, the Chairman of the County Board of Education and one other person to be selected by the State Superintendent of Public Instruction shall constitute the local examining committee of each county. For service on examining committees, County Superintendents shall receive no pay in addition to their regular salary; the Chairman of the County Board of Education shall receive his per diem and expenses as for other services, and the third member shall be paid at the same rate; all payments to be made out of the school fund of the county as other incidental expenses are paid.

Two places in each grand division.

On the same dates, examinations shall be held at such other places in the State as may be designated by the State Superintendent of Public Instruction under the supervision of the State Board of Examiners, and on such other dates as may be named by the State Superintendent of Public Instruction. No fewer than two places shall be selected in each grand division, and the questions shall be uniform in all examinations. In conducting the examination, the local examining committee and the State Board of Examiners shall comply with the provisions of this Act and the rules and regulations of the State Superintendent of Public Instruction and the State Board of Education; and after each examination, and upon the completion of the duties connected therewith, the members of the local examining committee and the representatives of the State Board of Examiners supervising said examination shall make oath or affidavit before a Notary Public or other person authorized to administer oath that they have conducted the examination in accordance with said law and rules and regulations, and said oath or affidavit shall be forwarded at once to the State Superintendent of Public Instruction with the examination papers of all applicants.

Questions of examination.

Any County Superintendent, member of examining committee, printer, officers of State or county, or any other person who shall sell, barter, give, or furnish or procure to be sold, bartered, given, or

furnished to any applicant for a certificate to teach in the public schools, or to any person any question or questions prepared or sent out by the State Board of Examiners for the examination of person applying for such certificates, or in any way dispose of such question or questions except in the manner provided by law and the regulations of the State Superintendent of Public Instruction, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than one hundred dollars, and may be imprisoned, at the discretion of the court.

Before entering upon the examination, every applicant for an elementary school license shall pay to the Trustee of the county a fee of two and one-half dollars (\$2.50), and every applicant for a high school license shall pay a fee of three and one-half dollars (\$3.50); *provided*, that one-half of these fees in each county to be held in said county for the support of the County Institutes; and the Trustee shall give a receipt for the same, which receipt shall be presented to the examining committee before the examination is begun. The County Trustee shall forward to the State Superintendent of Public Instruction a voucher for all moneys received in examination fees, less his commission of two per cent, and a correct statement showing the amount of each fee and the name and post office address of the person paying the same. Any applicant for license who presents a diploma or certificate or other credential in lieu of examination, shall pay to the State Superintendent of Public Instruction a fee of two dollars and a half; all fees thus received by the State Superintendent of Public Instruction shall be deposited as other examination fees with the Comptroller of the Treasury.

The State Superintendent of Public Instruction shall endorse all such vouchers and deposit them with the Comptroller of the Treasury, to be collected and held as a special fund, out of which all expenses of the examination shall be paid. Vouchers for such expenses shall be drawn on this fund in the same manner as vouchers are drawn on the school fund for the expenses of the State Board of Education, and separate accountings of the same shall be made and published by the State Superintendent of Pub-

Cost of
licenses.

lic Instruction in his report, and by the Comptroller and Treasurer in their reports.

Awards to
teachers.

Any portion of this examination fund remaining after all the expenses of examinations of any year have been paid may, with the consent of the State Board of Education, be used by the State Superintendent of Public Instruction for awards to encourage teachers, pupils, and school officers to make improvements in their schools in any way he may designate.

SEC. 8. *Be it further enacted*, That the provisions of this Act shall apply to all public school teachers in the State except those employed by Boards of Education in cities having a population of more than 7,500 by the Federal census of 1910 or any subsequent Federal census.

SEC. 9. *Be it further enacted*, That all fines or penalties that may be collected under this Act shall go into the public school fund of the county or city in which collected.

SEC. 10. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be, and the same are, hereby repealed, and except as otherwise herein provided this Act take effect from and after its passage, the public welfare requiring it.

Passed April 9, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved April 14, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 41.

SENATE BILL No. 602.

(By Messrs. McKinney, Pope, et al.)

AN ACT to provide for the prospecting and development and use and management of the property owned by the State, and known as the Herbert Domain, for coal mining and farming purposes; authorizing the establishment of a branch prison on said property, the erection and maintenance of all necessary stockades and other buildings, the use and employment of convict labor that may be necessary, and to provide money for such purposes; approving a contract or agreement with the Nashville, Chattanooga and St. Louis Railway Company for the construction of its lines of railroad to and upon said property, and granting to said railway company all necessary rights of way through said State's said property; and creating a Board of Commissioners to be known as the "Herbert Domain Commissioners," to provide its duties and powers, naming the persons to compose the first membership of said Commissioners, their terms of office, and how their successors shall be selected, and fixing their salaries; and providing how convicts are to be furnished to said "Herbert Domain Commissioners" to be used in said work.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That there be, and is, hereby created and established a State Board of ^{Members of} Commissioners to be known as the "Herbert Domain Commissioners," to be composed of three members, who must be citizens of Tennessee and of good moral character, and at least one of whom must have had experience in managing or operating coal mines; their terms of office shall be two years and until their successors are elected and qualified; the first members of said Herbert Domain Commissioners shall be John B. Vaughan, Pikeville, Tenn.; W. B. Young, Clifty, Tenn.; and J. A. Kemmer, Grassy Cove, Tenn., to serve for a full term, who, and their successors, shall take and subscribe to an oath to faithfully and lawfully discharge their duties as such Commissioners, take the same oath as now required of the Prison Commissioners, and also execute a bond, payable to the State of Tennessee, in the sum of ten thousand dollars (\$10,000), with good and

solvent sureties, conditioned upon the faithful performance of their duties. All subsequent members of said Commissioners shall be elected biennially by the Legislature in a joint session called for that purpose; and in case of a vacancy on said Board of Commissioners at any time while the Legislature is not in session, the same shall be filled by appointment of the Governor. Immediately after the passage of this bill, and after said Commissioners have legally qualified, they shall meet and organize by electing one of their members as Chairman, and another of their members as Secretary, who shall serve for two years; and they are authorized to make reasonable rules and regulations governing their Board not in conflict with this Act or the law.

SEC. 2. *Be it further enacted*, That the property belonging to the State and known as the "Herbert Domain," and located in Bledsoe, Cumberland, Van Buren, and White Counties, be, and the same is, hereby turned over to the control and management of said Herbert Domain Commissioners for the purpose of looking after, preserving, taking care of, farming, prospecting for coal, and developing the same.

Development
of property.

SEC. 3. *Be it further enacted*, That the Herbert Domain Commissioners be, and is, hereby authorized and empowered, ordered, and directed (and the meaning and intention of this is that it shall be mandatory and compulsory on said Commissioners) to prospect and develop the Herbert Domain property; and said Commissioners are further authorized and empowered to have the reports of mining experts as to quality and quantity of coal, to establish a branch prison on said property, and to use said property for mining and farming purposes, and to use such portions of the timber on said property as is necessary for said mining and farming and for such buildings as are necessary, but not to sell the timber on said land; and they are hereby authorized and empowered to establish and maintain temporary stockades and any and all other buildings or structures necessary for coal mining or farming purposes, and to employ in such use and development such convicts and convict labor as hereinafter provided.

SEC. 4. *Be it further enacted*, That said Herbert Domain Commissioners are hereby authorized and empowered to have sufficient timber on said property manufactured into lumber as is necessary for the construction of such buildings and structures as are necessary in carrying out their duties and powers under this Act, and to employ sufficient free labor as is necessary to construct suitable and temporary stockades to safely and comfortably take care of the convicts. Buildings.

SEC. 5. *Be it further enacted*, That the conduct and management of said mining and farming operations on said Herbert Domain and the branch prison thereon established shall be subject to all the provisions of Chapter 125 of the Acts of 1897, approved by the Governor April 30, 1897, entitled "An Act to provide a more efficient and economical management and control of the State Penitentiary," etc., and any and all subsequent amendments thereto, and all other laws now in force regulating the management and control of the State convicts; *provided*, that all the management and control of said property, development thereof hereunder, and of the branch prison and the convicts therein, shall be exercised and supervised by the said Herbert Domain Commissioners—that is, the said Commissioners shall carry out the law as it now is as to the management and control and discipline of said branch prison and convicts therein.

SEC. 6. *Be it further enacted*, That the Board of prison Commissioners, when called upon, shall furnish and turn over to the said Herbert Domain Commissioners as many convicts as are required to do the work and to comply with the requirements of this Act, but at no time to exceed seventy-five (75) able-bodied men, as many as twenty of whom shall be experienced miners, until a railroad is constructed and completed to said property, and then as many as are necessary to reasonably carry on said operation. Convict labor.

SEC. 7. *Be it further enacted*, That the government is hereby authorized, and it shall be his duty, to appoint a warden for said branch prison whose duties, in addition to those required of a warden of a branch prison under the existing law, shall also Warden and Clerk.

act as Clerk to the said Herbert Domain Commissioners; and his salary shall not exceed one thousand dollars, and shall be paid as other wardens of branch prisons are now. The Governor is also authorized and directed to appoint a prison physician and chaplain of said branch prison, the duties of said physician and chaplain shall be the same as required of said officers of all other branch prisons; and the salary of said physician shall not exceed five hundred dollars (\$500), and the salary of the said chaplain shall not exceed two hundred dollars (\$200) per annum, which shall be paid as said officers of other branch prisons are now. The warden, physician, and chaplain shall take such oath as is now required of such officers of a branch prison.

SEC. 8. *Be it further enacted*, That it shall be the duty of the Chairman of said Herbert Domain Commissioners to have the warden to keep a true and correct register of the conduct of each convict, to be " Good Time Account," a correct report of which shall be made at the end of each month by said warden to the Chairman of the Board of Prison Commissioners.

Guards.

SEC. 9. *Be it further enacted*, That it shall be the duty of said Herbert Domain Commissioners, and they are hereby authorized and empowered, to appoint as many guards as may be necessary for the proper management of the convicts used on said Herbert Domain; and said guards shall, before entering upon the discharge of their duties, subscribe to the oath required of all other guards as now provided by law. The salaries of said guards not to exceed the sum of fifty dollars per month, and to be paid as the salaries of other guards are now paid. And the said Herbert Domain Commissioners shall have the power whenever, in their judgment, it is proper, and good cause shall exist, to remove from office any guard appointed by them, and to fill the vacancy thus made as provided in this Act. It shall also be the duty of said Herbert Domain Commissioners to report to the Governor forthwith all violations of law, or omissions, or neglect of duty by the warden, physician, and chaplain of said branch prison; and the Governor is hereby empowered to remove such officer, if good and just cause exists,

Violations of
law or neg-
lect of duty.

and to fill the vacancy thus made by another appointment as provided in this Act.

SEC. 10. *Be it further enacted*, That the warden of said branch prison shall administer all punishment to convicts, which shall never be done without a thorough investigation of the charge made against the convict, and approved by one or more of the Herbert Domain Commissioners, and in no event shall the punishment be cruel or inhuman.

SEC. 11. *Be it further enacted*, That any willful violation of the oath taken by any officer acting under and by authority of this Act shall be guilty of perjury, and punishable as other cases of perjury.

SEC. 12. *Be it further enacted*, That said Herbert Domain Commissioners shall be authorized and empowered to sell the coal that is mined from said property, also any product of the farming of said land that is not consumed in the maintenance of said convicts, always procuring the best price they can therefor. And it shall be the duty of said Herbert Domain Commissioners to make to the Treasurer of the State monthly statements showing the entire amount received by them from all sources during the month for which the report is made; said report to be sworn to by the Chairman of said Commissioners and accompanied with the amount shown by said report to have been received during the month from sale of coal, coke, farm products, or any other source, and it shall be the duty of the State Treasurer to see that these reports are filed each month. In addition to reports to the State Treasurer above provided for, said Commissioners shall prepare and make a biennial report to the Legislature, and report to the Governor every three months.

Sale of coal
and report to
Treasurer.

SEC. 13. *Be it further enacted*, That it shall be the duty of the Chairman of said Herbert Domain Commissioners to preside at all meetings of said Commissioners, and to order or approve all orders or warrants given for any purpose upon the State treasury, and the Comptroller shall not issue his warrant for any amount unless it has been approved by said Chairman of said Commissioners. The Secretary of said Commissioners shall keep a full, true, and correct record of all the acts and doings of said Commissioners, and shall also approve all orders or

Record of
Commission.

warrants drawn upon the State treasury; a majority of the said Commissioners shall constitute a quorum for the transaction of business.

Health and
welfare of
prisoners.

SEC. 14. *Be it further enacted*, That it shall be the duty of the Chairman of the said Herbert Domain Commissioners to look after the health, maintenance, conduct, welfare, treatment, and condition of convicts in the said branch prison at the Herbert Domain, and to do and perform all duties with reference to the said branch prison and the convicts therein, as is now performed by the Chairman of the Board of Prison Commissioners at the main prison. Said Chairman of the Herbert Domain Commissioners, in connection with the other members thereof, shall have the power to prescribe reasonable rules and regulations for the management of said branch prison and the convicts therein, and the Chairman shall see that said rules and regulations are enforced.

SEC. 15. *Be it further enacted*, That the said Herbert Domain Commissioners are hereby empowered and authorized to employ a competent mining engineer to do the engineering work incident to making the prospecting and development of said property if, in their judgment, it is necessary; and the salary of said engineer shall be paid as the other officers under this Act, but in no event to exceed one hundred dollars per month, and only to be paid for actual services rendered.

Monthly
report.

SEC. 16. *Be it further enacted*, That it shall be the duty of the Chairman of the Herbert Domain Commissioners to require of the warden of said branch prison a monthly report, showing the number of convicts under his control, the number whose time has expired and their names, the number and names of new convicts brought into said branch prison during the month, the number and names of the ones punished during the month, the reason, extent, and cause of punishment, the names of convicts that have escaped, if any, and those recaptured and expenses of the same. The branch prison physician shall also make a monthly report to the Chairman of said Herbert Domain Commissioners, showing the general health and sanitary condition of the branch prison and the convicts, the number of convicts that have

been sick during the month, and the disease of each, also the deaths, the names, and the cause of the death.

SEC. 17. *Be it further enacted*, That each of said Herbert Domain Commissioners shall receive as compensation for his services the sum of one thousand dollars per annum, and payable quarterly out of the State treasury upon the warrant of the Comptroller.

Compensation
of Commis-
sioners.

SEC. 18. *Be it further enacted*, That such amount of money is hereby appropriated out of the revenue derived from the operation of the penitentiary as may be necessary to carry out all the purposes and provisions of this Act, and to be used and expended for such purposes by said Herbert Domain Commissioners, and to meet the salaries provided for in this Act.

SEC. 19. *Be it further enacted*, That it shall be the duty of the Comptroller to issue warrants to meet the expenses provided for in this Act, upon orders being presented properly endorsed and approved as hereinbefore provided.

SEC. 20. *Be it further enacted*, That said Herbert Domain Commissioners be, and are, hereby authorized and empowered to contract with the Nashville, Chattanooga, and St. Louis Railway Company in accordance with the terms and provisions of the agreement made by the said railway company, dated January 8, 1907, which is hereby ratified, for the construction, equipment, and operation of the railroad to and upon the said Herbert Domain, with all necessary branch or spur tracks; and to grant any and all necessary rights of way for its main line and branch tracks as provided in said agreement; said right of way not to exceed one hundred feet in width, reserving to the State the fee in such right of way, and the coal and other minerals under said right of way.

SEC. 21. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and are, hereby repealed in so far as they conflict with this Act, but no further.

SEC. 22. *Be it further enacted*, That this Act take

effect from and after its passage, the public welfare requiring it.

Passed March 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

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Governor.

Passed by the Senate, notwithstanding the objections or veto of the Governor, April 8, 1913, as appears on the Journal of that date.

NEWTON H. WHITE,
Speaker of the Senate.

J. M. FULTON,
Chief Clerk of the Senate.

Passed by the House of Representatives, notwithstanding the objections or veto of the Governor, April 10, 1913, as appears on the Journal of that date.

W. M. STANTON,
Speaker of the House of Representatives.

CHAS. CASON,
Chief Clerk of the House.

CHAPTER 42.

HOUSE BILL No. 531.

(By Mr. Gilbert.)

AN ACT to authorize the Governor to convey, in behalf of the State of Tennessee, to the Hermitage Church Association the tract of one and one-half acres, more or less, lying immediately west of the Hermitage Church property.

WHEREAS, the tract of land containing one and one-half acres, more or less, lying immediately to the west of the Hermitage Church, and between said property and the turnpike, is necessary for the proper preservation and convenient use of the Hermitage Church and the property on which it is located; therefore

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Governor of the State be, and is, hereby authorized, empowered, and requested, in behalf of the State of Tennessee, to execute and deliver to the Hermitage Church Association, for the use of the Hermitage Church, a deed in fee to the following described property:

Beginning at the northwest corner of the lot known as the Confederate Cemetery; thence in a northerly direction with the eastern margin of the turnpike one hundred and sixty (160) feet, more or less, to the southern boundary of the tract known as the "Tulip Grove Farm;" thence easterly one hundred and eighty (180) feet to the intersection of said boundary with the western boundary line of the Hermitage Church property; thence in a southerly direction with the western boundary of said church property four hundred and twenty (420) feet to its southwest corner; thence westerly in a straight line to the southeast corner of the said Confederate Cemetery; thence with the eastern and northern boundaries of said cemetery to the beginning.

SEC. 2. *Be it further enacted*, That this Act take

effect from and after its passage, the welfare of the State requiring it.

Passed April 15, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved April 18, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 43.

HOUSE BILL No. 327.

(By Messrs. Albright, Hill, Larsen, O'Brien, and Murphy.)

AN ACT to create a Workmen's Compensation Commission to make a thorough investigation of the subject of workmen's compensation and submit a report to the next General Assembly of the State of Tennessee; to prescribe and define the duties of said Commission; to provide for the expenses of the Commission, including a salary for its Secretary; and to repeal all laws or parts of laws in conflict with this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That there shall be, and is, hereby created a Workmen's Compensation Commission, which shall consist of five (5) persons, who shall be residents and citizens of Tennessee and more than twenty-five years of age, and who shall be appointed by the Governor to serve for a period of two years, or until their report is submitted to the next General Assembly. Should a vacancy occur before the Commission submits its report, the Governor shall appoint a person of like qualifications to fill said vacancy.

SEC. 2. *Be it further enacted*, That said Commission shall meet upon call of the Governor at an early date, and shall organize by electing two of its mem-

bers Chairman and Secretary respectively to serve until its report is prepared and submitted to the next General Assembly. The Chairman of the Commission, upon a request of a majority thereof, or of his own motion, if he deems it necessary, shall call a meeting or meetings of the Commission at such times and places as may be set out in such call.

SEC. 3. *Be it further enacted*, That said Commission is hereby authorized and directed to hold public hearings or meetings in one or more of the large cities of Tennessee, at which employers and employees alike shall have sufficient opportunity to present their views and submit information in support thereof relative to workmen's compensation, to the end that the Commission may be able to furnish an accurate and comprehensive report thereon to the next General Assembly. A stenographic report of such hearings or meetings shall be made, and a transcript thereof filed with the report of the Commission.

SEC. 4. *Be it further enacted*, That it shall be the duty of the Commission to obtain and digest the workmen's compensation laws of other States of the United States, if any, and of such foreign countries as may be available, and report its findings thereon to the next General Assembly.

SEC. 5. *Be it further enacted*, That the Secretary of the Commission shall be its executive officer, and as such shall perform any and all services necessary in collecting and collaborating the data and information desired by the Commission; shall, at the request of the Commission, draft its report, or render such services concerning same as may be desired by the Commission; and in general shall do and perform such work and services as may be necessary for the successful carrying out of the Commission's purposes under this Act. For his services the Secretary shall be paid one hundred and twenty-five dollars (\$125) per month.

SEC. 6. *Be it further enacted*, That the traveling and hotel expenses of the members of the Commission, its necessary stenographic fees, stamps, stationery, and any other expenses necessary and incident to the hearings herein provided, and to formulating and submitting its report, and the salary of

the Secretary of the Commission, shall be paid out of the State treasury; and it shall be the duty of the State Comptroller to issue his warrant upon the certificate of the Chairman and Secretary of the Commission accompanied by an itemized statement of the expenses and salary herein provided, which warrant shall be paid by the State Treasurer upon presentation.

SEC. 7. *Be it further enacted*, That in order to provide for the necessary expenses of the Commission as hereinbefore set out, the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary, is hereby appropriated, and shall be paid out upon the warrant of the Comptroller as provided in Section 6 of this Act.

SEC. 8. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

SEC. 9. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved April 19, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 44.

HOUSE BILL No. 430.

(By Mr. Dannel et al.)

AN ACT to provide for the organization, admission, and regulation of fraternal beneficiary associations, or societies, transacting the business of life insurance, and to repeal all laws in conflict with the provisions of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That any corporation, society, order, or voluntary association without capital stock, organized and carried on solely for the mutual benefit of its members and their beneficiaries and not for profit, and having a lodge system with ritualistic form of work and representative form of government, and which shall make provision for the payment of benefits in accordance with section hereof, is hereby declared to be a "Fraternal Benefit Society."

SEC. 2. *Be it further enacted,* That any society having a supreme governing or legislative body and subordinate lodges or branches by whatever name known, into which members shall be elected, initiated, and admitted in accordance with its constitution, laws, rules, regulations, and prescribed ritualistic ceremonies, which subordinate lodges or branches shall be required by the laws of such society to hold regular or stated meetings at least once in each month, shall be deemed to be operating on the lodge system.

SEC. 3. *Be it further enacted,* That any such society shall be deemed to have a representative form of government when it shall provide in its constitution and laws for a supreme legislative or governing body composed of representatives elected either by the members, or by delegates elected directly or indirectly by the members, together with such other members, as may be prescribed by its constitution and laws; *provided,* that the elective

Form of
government.

members shall constitute a majority in number, and have not less than two-thirds of the votes, nor less than the votes required to amend its constitution and laws; and *provided, further*, that the meetings of the supreme or governing body, and the election of officers, representatives, or delegates, shall be held as often as once in four years. The members, officers, representatives, or delegates of a fraternal benefit society shall not vote by proxy.

SEC. 4. *Be it further enacted*, That except as herein provided, such societies shall be governed by this Act and shall be exempt from all provisions of the insurance laws of this State, not only in governmental relations with the State, but for every other purpose, and no law hereafter enacted shall apply to them unless they be expressly designated therein.

SEC. 5. *Be it further enacted*, As follows:

Age limit.

SUBSEC. 1. Every society transacting business under this Act shall provide for the payment of death benefits, and may provide for the payment of benefits in case of temporary or permanent physical disability, either as the result of disease, accident, or old age; *provided*, the period of life at which the payment of benefits for disability on account of old age shall commence shall not be under seventy years, and may provide for monuments or tombstones to the memory of its deceased members, and for the payment of funeral benefits. Such society shall have the power to give members, when permanently disabled or on attaining the age of seventy, all or such portion of the face value of his certificate as the laws of the society may provide; *provided*, that nothing in this Act contained shall be so construed as to prevent the issuing of benefit certificates for a term of years less than the whole of life which are payable upon the death or disability of the member occurring within the term for which the benefit certificate may be issued. Such society shall, upon written application of the member, have the power to accept a part of the periodical contributions in cash, and charge the remainder, not exceeding one-half of the periodical contribution, against the certificate, with interest payable or compounded annually at a rate not lower than four per cent per annum; *provided*, that this privilege shall not be granted except to

Payments.

societies which have readjusted, or may hereafter readjust, their rate of contributions, and to contracts affected by such readjustment.

SUBSEC. 2. Any society which shall show by the annual valuation hereinafter provided for that it is accumulating and maintaining the reserve not lower than the usual reserve computed by the American Experience Table and four per cent interest, may grant to its members extended and paid-up protection, or such withdrawal equities, as its constitution and laws may provide; *provided*, that such grants shall in no case exceed in value the portion of the reserve to the credit of such members to whom they are made.

Extended
insurance.

SEC. 6. *Be it further enacted*, That the payment of death benefits shall be confined to wife, husband, relative by blood to the fourth degree, father-in-law, mother-in-law, son-in-law, daughter-in-law, step-father, step-mother, step-children, children by legal adoption, or to a person or persons dependant upon the member; *provided*, that if after the issuance of the original certificate the member shall become dependant upon an incorporated charitable institution, he shall have the privilege, with the consent of the society, to make such institution his beneficiary. Within the above restrictions each member shall have the right to designate his beneficiary, and from time to time have the same changed in accordance with the laws, rules, or regulations of the society, and no beneficiary shall have or obtain any vested interest in the said benefit until the same has become due and payable upon the death of the said member; *provided*, that any society may by its laws limit the scope of beneficiaries within the above classes.

Payment of
benefits.

SEC. 7. *Be it further enacted*, That any society may admit to beneficial membership any person not less than sixteen and not more than sixty years of age who has been examined by a legally qualified physician, and whose examination has been supervised and approved in accordance with the laws of the society; *provided*, that any beneficiary member of such society who shall apply for a certificate providing for disability benefits need not be required to pass an additional examination therefor. Nothing herein

Ages 16 to 60
years.

contained shall prevent such society from accepting general or social members.

Certificate.

SEC. 8. *Be it further enacted*, That every certificate issued by any such society shall specify the amount of benefit provided thereby, and shall provide that the certificate, the charter, or articles of incorporation, or if a volunteer association the articles of association, the constitution, and laws of the society, and the application for membership and medical examination signed by the applicant, and all amendments to each thereof, shall constitute the agreement between the society and the member, and copies of the same certified by the Secretary of the society or corresponding officer, shall be received in evidence of the terms and conditions thereof; and any changes, additions, or amendments to said charter, or articles of incorporation, or articles of association if a voluntary association, constitution or laws duly made or enacted subsequent to the issuance of the benefit certificate, shall bind the member and his beneficiaries, and shall govern and control the agreement in all respects the same as though such changes, additions, or amendments had been made prior to, and were in full force at, the time of application for membership.

SEC. 9. *Be it further enacted*, As follows:

Surplus and expenses.

SUBSEC. 1. Any society may create, maintain, invest, disburse, and apply an emergency, surplus, or other similar fund in accordance with its laws. Unless otherwise provided in the contract, such funds shall be held, invested, and disbursed for the use and benefit of the society, and no member or beneficiary shall have or acquire individual rights therein, or become entitled to any apportionment, or the surrender of any part thereof, except as provided in Subsection 2 of Section 5 of this Act. The funds from which benefits shall be paid and the funds from which the expenses of the society shall be defrayed shall be derived from periodical or other payments by the members of the society and accretions of said funds; *provided*, that no society, domestic or foreign, shall hereafter be incorporated (or admitted to transact business in this State) which does not provide for stated periodical contributions sufficient to provide for meeting the mortuary obligations con-

tracted when valued upon the basis of the National Fraternal Congress Table of Mortality, as adopted by the National Fraternal Congress August 23, 1899, or any higher standard, with interest assumption not more than four per cent per annum; nor shall any such society be admitted to transact business in this State which does not provide for stated periodical contributions sufficient to provide for meeting the mortuary obligations contracted when valued upon one of the bases named in Section 23a of this bill, and applicable thereunder to such society. No society, domestic or foreign, shall hereafter be incorporated or admitted to write or accept members for temporary or permanent disability benefits except upon tables based upon reliable experience, with an interest assumption not higher than four per cent per annum.

SUBSEC. 2. Deferred payments or installments of claims shall be considered as fixed liabilities on the happening of the contingency upon which such payments or installments are thereafter to be paid. Such liability shall be the present value of such future payment or installments upon the rate of interest and mortality assumed by the society for valuation, and every society shall maintain a fund sufficient to meet such liability regardless of proposed future collections to meet any such liabilities.

Deferred
payments.

SEC. 10. *Be it further enacted*, That every society shall invest its funds only in securities permitted by the laws of this State for the investments of the assets of life insurance companies; *provided*, that any foreign society permitted or seeking to do business in this State which invests its funds in accordance with the laws of the State in which it is incorporated shall be held to meet the requirements of this Act for the investment of funds.

SEC. 11. *Be it further enacted*, That every provision of the laws of the society for payment by members of such society in whatever form made, shall distinctly state the purpose of the same and the proposition thereof, which may be used for expenses; and no part of the money collected for mortuary or disability purposes, or the net accretions of either, or any of said funds, shall be used for expenses.

Expense fund.

SEC. 12. *Be it further enacted*, That seven or more persons, citizens of the United States and a majority of whom are citizens of this State, who desire to form a Fraternal Benefit Society, as defined by this Act, may make and sign (giving their addresses), and acknowledge before some officer competent to take acknowledgment of deeds, articles of incorporation in which shall be stated :

1. The proposed corporate name of the society, which shall not so closely resemble the name of any society or issuance company already transacting business in this State as to mislead the public or to lead to confusion.

2. The purpose for which it is formed, which shall not include more liberal powers than are granted by this Act; *provided*, that any lawful social, intellectual, educational charitable, benevolent, moral, or religious advantage may be set forth among the purposes of the society, and the mode in which its corporate powers are to be exercised.

3. The names, residences, and official titles of all the officers, trustees, directors, or other persons who are to have and exercise the general control and management of the affairs and funds of the society for the first year or until the ensuing election, at which all such officers shall be elected by the supreme legislative or governing body, which election shall be held not later than one year from the date of the issuance of the permanent certificate.

Such articles of incorporation and duly certified copies of the constitution and laws, rules and regulations, and copies of all proposed forms of benefit certificates, applications therefor, and circulars to be issued by such society, and a bond in the sum of five thousand dollars, with sureties approved by the Insurance Commission, conditioned upon the return of the advance payments, as provided in this section, to applicants if the organization is not completed within one year, shall be filed with the Insurance Commissioner, who may require such further information as he deems necessary; and if the purposes of the society conform to the requirements of this Act, and all provisions of law have been complied with, the Insurance Commission shall so certify, and retain and record (or file) the articles of

Officers and
other
officials

Incorporation.

the incorporation and furnish the incorporators a preliminary certification, and furnish the corporation a preliminary certificate authorizing said society to solicit members as hereinafter provided.

Upon receipt of said certificate from the Insurance Commissioner, said society may solicit members for the purpose of completing its organization, and shall collect from each applicant the amount of not less than one regular monthly payment in accordance with its table of rates, as provided by its constitution and laws, and shall issue to each such applicant a receipt for the amount so collected. But no such society shall incur any liability other than for such advanced payments, nor issue any benefit certificate, nor pay or allow, or offer or promise to pay or allow, to any person any death or disability benefit until actual bona fide applications for death benefit certificates have been secured upon at least five hundred lives for at least one thousand dollars each, and all such applicants for death benefits shall have been regularly examined by legal qualified practicing physician and certificates of such examinations have been duly filed and approved by the Chief Medical Examiner of such society; nor until there shall be established ten subordinate lodges or branches into which said five hundred applicants have been initiated; nor until there has been submitted to the Insurance Commissioner, under oath of the President and Secretary or corresponding officers of such society, a list of such applicants, giving their names, addresses, date examined, date approved, date initiated, name and number of subordinate branch of which each applicant is a member, amount of benefits to be granted, rate of stated periodical contributions, which shall be sufficient to prove for meeting the mortuary obligation contracted when valued for death benefits upon the basis of the National Fraternal Congress Table of Mortality as adopted by the National Fraternal Congress August 23, 1899, or any higher standard at the option of the society, and for disability benefits by tables based upon reliable experience and for combined death and permanent total disability benefits by tables based upon reliable experience, with an interest assumption not higher than four per cent

Must have 500
applications
—when.

Sworn state-
ment of
Treasurer.

per annum; nor until it shall be shown to the Insurance Commissioner by the sworn statement of the Treasurer or corresponding officer of such society that at least five hundred applicants have each paid in cash at least one regular monthly payment as herein provided, per one thousand dollars of indemnity to be effected, which payments in the aggregate shall amount to at least twenty-five hundred dollars, all of which shall be credited to the mortuary or disability fund on account of such applicants, and no part of which may be used for expenses.

Must complete
organization
in one year.

Said advanced payments shall, during the period of organization, be held in trust, and, if the organization is not completed within one year as herein-after provided, returned to said applicants. The Insurance Commissioner may make such examination and require such further information as he deems advisable, and upon presentation of satisfactory evidence that the society has complied with all the provisions of law, he shall issue to such society a certificate to that effect. Such certificate shall be prima facie evidence of the existence of such society at the date of such certificate. The Insurance Commissioner shall cause a record of such certificate to be made, and a certified copy of such record may be given in evidence with like effect as the original certificate. No preliminary certificate granted under the provisions of this section shall be valid after one year from its date, or after such further period, not exceeding one year, as may be authorized by the Insurance Commission upon cause shown, unless the five hundred applicants herein required have been secured and the organization has been completed as herein provided; and the articles of incorporation and all proceedings thereunder shall become null and void in one year from the date of said preliminary certificate, or at the expiration of said extended period, unless such society shall have completed its organization and commenced business as herein provided. When any domestic society shall have discontinued business for the period of one year or has less than four hundred members, its charter shall become null and void. Every such society shall have the power to make a constitution and by-laws for the government of the society, the

admission of its members, the management of its affairs, and the fixing and readjustment of the rates of contribution of its members from time to time; and it shall have the power to change, alter, add to, or amend such constitution and by-laws, and shall have such other powers as are necessary and incidental to carrying into effect the objects and purposes of the society.

SEC. 13. *Be it further enacted,* That any society now engaged in transacting business in this State may exercise, after the passage of this Act, all of the rights conferred thereby, and all of the rights, powers, and privileges now exercised or possessed by it under its charter or articles of incorporation not inconsistent with this Act, if incorporated; or if it be a voluntary association, it may incorporate hereunder, but no society already organized shall be required to reincorporate hereunder; and any such society may amend its articles of incorporation from time to time in the manner provided therein, or in its constitution and laws; and all such amendments shall be filed with the Insurance Commissioner and shall become operative upon such filing unless a later time be provided in such amendments or in its articles of incorporation, constitution, or laws.

SEC. 14. *Be it further enacted,* That no domestic society shall merge with, or accept the transfer of the membership or funds of, any other society unless such merger or transfer is evidenced by a contract in writing, setting out in full the terms and conditions of such merger or transfer, and filed with the Insurance Commissioner of this State, together with a sworn statement of the financial condition of each of said societies by its President and Secretary, or corresponding officers, and a certificate of such officers, duly verified under oath of said officers of each of the contracting societies, that such merger or transfer has been approved by a vote of two-thirds of the members of the supreme legislative or governing body of each of said societies. Upon the submission of said contract, financial statements, and certificates, the Insurance Commissioner shall examine the same, and, if he shall find such financial statements to be correct and the said contract to be in

Merger or
transfer of
societies.

conformity with the provisions of this section, and that such merger or transfer is just and equitable to the members of each of said societies, he shall approve said merger or transfer, issue his certificate to that effect, and thereupon the said contract of merger or transfer shall be of full force and effect. In case such contract is not approved, the fact of its submissions and its contents shall not be disclosed by the Insurance Commissioner.

SEC. 15. *Be it further enacted*, That societies which are now authorized to transact business in this State may continue such business until the first day of April next succeeding the passage of this Act, and the authority of such societies may thereafter be renewed annually, but in all cases to terminate on the first day of the succeeding April; *provided, however*, the license shall continue in full force and effect until the new license be issued or specifically refused. For each such license or renewal the society shall pay the Insurance Commissioner ten dollars. A duly certified copy or duplicate of such license shall be prima facie evidence that the license is a Fraternal Benefit Society within the meaning of this Act.

Foreign society
license.

SEC. 16. *Be it further enacted*, That no foreign society now transacting business organized prior to the passage of this Act which is not now authorized to transact business in this State, shall transact any business herein without a license from the Insurance Commissioner. Any such society shall be entitled to a license to transact business within this State upon filing with the Commissioner a duly certified copy of its charter, or articles of association, a copy of its constitution and laws, certified by its Secretary or corresponding officer; a power of attorney to the Commissioner as hereinafter provided; a statement of its business under oath of its President and Secretary or corresponding officers in the form required by the Commissioner, duly verified by an examination made by the supervising insurance officials of its home State or other State satisfactory to the Insurance Commissioner; a certificate from the proper official in its home State, province, or country that the society is legally organized; a copy of its contract, which must show that benefits are provided for by periodical or other payments by per-

sons holding similar contracts; and upon furnishing the Commissioner such other information as he may deem necessary to a proper exhibit of its business and plan of working; and upon showing that its assets are invested in accordance with the laws of the State, territory, district, province, or country where it is organized; he shall issue a license to such society to do business in this State until the first day of the succeeding April; and such license shall, upon compliance with the provisions of this Act, be renewed annually, but in all cases to terminate on the first day of the succeeding April; *provided, however*, that license shall continue in full force and effect until the new license be issued or specifically refused. Any foreign society desiring admission to this State shall have the qualifications required of domestic societies organized under this Act upon a valuation by any one of the standards authorized in Section 23a of this Act, and have its assets invested as required by the laws of the State, territory, district, country, or province where it is organized. For each such license or renewal the society shall pay the Commissioner ten dollars. When the Commissioner refuses to license any society, or revokes its authority to do business in this State, he shall reduce his ruling, order, or decision to writing and file the same in his office, and shall furnish a copy thereof, together with a statement of his reasons, to the officers of the society upon request, and the action of the Commissioner shall be reviewable by proper proceedings in any court of competent jurisdiction within the State; *provided, however*, that nothing contained in this or the preceding section shall be taken or construed as preventing any such society from continuing in good faith all contracts made in this State during the time such society was legally authorized to transact business herein.

Foreign society's application for license.

SEC. 17. *Be it further enacted*, That every society, whether domestic or foreign, now transacting business in this State shall, within thirty days after the passage of this Act, and every such society hereafter applying for admission, shall, before being licensed, appoint in writing the Insurance Commissioner and his successors in office to be its true and lawful attorney upon whom all legal process in any

Insurance Commissioner as attorney.

action or proceeding against it shall be served, and in such writing shall agree that any lawful process against it which is served upon such attorney shall be of the same legal force and validity as if served upon the society, and that the authority shall continue in force so long as any liability remains outstanding in this State.

Copies of such appointment, certified by said Insurance Commissioner shall be deemed sufficient evidence thereof, and shall be admitted in evidence with the same force and effect as the original thereof might be admitted. Service shall only be made upon such attorney, must be made in duplicate upon the Insurance Commissioner, or, in his absence, upon the person in charge of his office, and shall be deemed sufficient service upon such society; *provided, however*, that no such service shall be valid or binding against any such society when it is required thereunder to file its answer, pleading, or defense in less than thirty days from the date of mailing the copy of such service to such society. When legal process against any such society is served upon said Insurance Commissioner, he shall forthwith forward by registered mail one of the duplicate copies prepaid and directed to its Secretary or corresponding officer. Legal process shall not be served upon any such society except in the manner provided herein.

SEC. 18. *Be it further enacted*, That any domestic society may provide that the meetings of its legislative or governing body may be held in any State, district, province, or territory wherein such society has subordinate branches; and all business transacted at such meetings shall be as valid in all respects as if such meetings were held in this State; but its principal office shall be located in this State.

SEC. 19. *Be it further enacted*, That officers and members of the supreme, grand, or any subordinate body of any such incorporated society shall not be individually liable for the payment of any disability or death benefit provided for in the laws and agreements of such society, but the same shall be payable only out of the funds of such society and in the manner provided by its laws.

Liability of
certain mem-
bers and
officers.

SEC. 20. *Be it further enacted*, That the constitution and laws of the society may provide that no

subordinate body nor any of its subordinate officers or members shall have the power or authority to waive any of the provisions of the laws and constitution of the society, and the same shall be binding on the society and each and every member thereof and on all beneficiaries of members.

SEC. 21. *Be it further enacted*, That no money or other benefit, charity, or relief, or aid to be paid, provided, or rendered by any such society shall be liable Exemptions. to attachment, garnishment, or other process, or be seized, taken, appropriated, or applied by any legal or equitable process or operation of law to pay any debt or liability of a member or beneficiary, or any other person who may have a right thereunder, either before or after payment.

SEC. 22. *Be it further enacted*, That every society transacting business under this Act shall file with the Insurance Commissioner a duly certified copy of all amendments of or additions to its constitution and laws within ninety days after the enactment of the same. Printed copies of the constitution and laws as amended, changed, or added to, certified by the Secretary or corresponding officer of the society, shall be prima facie evidence of the legal adoption thereof. Amendments
or additions
to constitution.

SEC. 23. *Be it further enacted*, That every society transacting business in this State shall annually on or before the first day of March, file with the Insurance Commissioner, in such form as he may require, a statement under oath of its President and Secretary or corresponding officers of its condition and standing on the thirty-first day of December next preceding, and of its transactions for the year ending on that date, and also shall furnish such other information as the Commissioner may deem necessary to a proper exhibit of its business and plan of working. The Commissioner may at other times require any further statement he may deem necessary to be made relating to such society. In addition to the annual report herein required, each society shall annually report to the Commissioner a valuation of its certificates in force on December 31 last preceding, excluding those issues within the year, for which the report is filed, in cases where the contributions for the first year, in whole or in part, are Sworn annual
statement.

used for current mortality and expenses; *provided*, the first report of valuation shall be made as of December 31, 1912. Such report of valuation shall show as contingent liabilities the present midyear value of the promised benefits provided in the constitution and laws of such society under certificates then subject to valuation, and as contingent assets the present midyear value of the future net contributions provided in the constitution and laws as the same are in practice actually collected.

At the option of any society, in lieu of the above, the valuation may show the net value of the certificates subject to valuation hereinbefore provided, and said net value, when computed in case of monthly contributions, may be the mean of the terminal values for the end of the preceding and of the current insurance years.

Valuation of
certificates.

Such valuation shall be certified by a competent accountant or actuary, or at the request and expense of the society, verified by the actuary of the department of insurance of the home State of the society, and shall be filed with the Commissioner within ninety days after the submission of the last preceding annual report. The legal minimum standard of valuation for all certificates, except for disability benefits, shall be the National Fraternal Congress Table of Mortality as adopted by the National Fraternal Congress August 23, 1899, or, at the option of the society, any higher table; or at its option, it may use a table upon the society's own experience of at least twenty years and covering not less than one hundred thousand lives, with interest assumption not more than four per centum per annum; each such valuation report shall set forth clearly and fully the mortality and interest basis and the method of valuation. Any society providing for disability benefits shall keep the net contributions for such benefits in a fund separate and apart from all other benefit and expense funds, and the valuation of all other business of the society; *provided*, that where a combined contribution table is used by a society for both death and permanent total disability benefits, the valuation shall be according to tables of reliable experience, and in such case a separation of the funds shall not be required.

The valuation herein provided for shall not be considered or regarded as a test of the financial solvency of the society, but each society shall be held to be legally solvent so long as the funds in its possession are equal to, or in excess of, its matured liabilities. Beginning with the year 1914, a report of such valuation and an explanation of the facts concerning the condition of the society thereby disclosed shall be printed and mailed to each beneficiary member of the society not later than June 1 of each year; or, in lieu thereof, such report of valuation and showing of the society's condition as thereby disclosed may be published in the society's official paper, and the issue containing the same mailed to each beneficiary member of the society. The laws of such society shall provide that if the stated periodical contributions of the members are insufficient to pay all matured death and disability claims in full, and to provide for the creation and maintenance of the funds required by its laws, additional, increased, or extra rates of contributions shall be collected from the members to meet such deficiency; and such laws may provide that, upon the written application or consent of the members, his certificate may be charged with its proportion of any deficiency disclosed by valuation, with interest not exceeding five per centum per annum.

Annual statement of condition to members.

SEC. 23A. *Be it further enacted*, That if the valuation of the certificates, as hereinbefore provided, on December 31, 1917, shall show that the present value of future net contributions, together with the admitted assets, is less than the present value of the promised benefits and accrued liabilities, such society shall thereafter maintain said financial condition at each succeeding triennial valuation in respect of the degree of deficiency as shown in the valuation as of December 31, 1917; if at any succeeding triennial valuation such society does not show at least the same condition, the Commissioner shall direct that it thereafter comply with the requirements herein specified. If the next succeeding triennial valuation after the receipt of such notice shall show that the society has failed to maintain the condition required herein, the Commissioner may, in the absence of good cause shown for such failure, institute pro-

Dissolution of society.

ceedings for the dissolution of such society in accordance with the provision of Section 24 of this Act; or in the case of a foreign society its license may be canceled in the manner provided in this Act.

Any such society shown by any triennial valuation subsequent to December 31, 1917, not to have maintained the condition herein required, shall, within two years thereafter, make such improvement as to show a percentage of deficiency not greater than as of December 31, 1917, or thereafter as to all new members admitted be subject so far as stated rates of contributions are concerned, to the provisions of Section 12 of this Act, applicable in the organization of new societies; *provided*, that the net mortuary or beneficiary contributions and funds of such new members shall be kept separate and apart from the other funds of the society. If such required improvement is not shown by the succeeding triennial valuation, then the said new members may be placed in a separate class, and their certificate valued as an independent society in respect of contributions and funds.

Accumulation
basis.

SEC. 23B. *Be it further enacted*, That in lieu of the requirements of Section 23 and 23A, any society accepting in its laws the provisions of this section may value its certificates on a basis herein designated "Accumulation Basis," by crediting each member with the net amount contributed for each year and with interest at approximately the net rate earned, and by charging him with his share of the losses for each year, herein designated "Cost of Insurance," and carrying the balance, if any, to his credit. The charge for the cost of insurance may be according to the actual experience of the society applied to a table of mortality recognized by the law of this State, and shall take into consideration the amount at risk during each year, which shall be the amount payable at death less the credit to the member, except as specifically provided in its articles or laws or contracts. No charge shall be carried forward from the first valuation hereunder against any member for any past share of losses exceeding the contributions and credit. If, after the first valuation, any member's share of losses for any year exceeds his credit

including his contribution for the year, the contribution shall be increased to cover his share of the losses. Any such excess share of losses chargeable to any member may be paid out of a fund or contribution especially created or required for such purpose. Any member may transfer to any place adopted by the society with net rates on which tabular reserves are maintained, and on such transfer shall be entitled to make such application of his credit as provided in the laws of the society. Certificates issued, rerated, or readjusted on a basis providing for adequate rates with adequate reserves to mature such certificates upon assumptions for mortality and interest recognized by the laws of this State, shall be valued on such basis, herein designated the "Tabular Basis;" *provided*, that if, on the first valuation under this section, a deficiency in reserve shall be shown for any such certificate, the same shall be valued on the accumulation basis.

Whenever any society having members upon the tabular basis and upon the accumulation basis, the total of all costs of insurance provided for any year shall be insufficient to meet the actual death and disability losses for the year, the deficiency shall be met for the year from the available funds after setting aside all credits in the reserve, or from increased contributions, or by an increase in the number of assessments applied to the society as a whole or to classes of members as may be specified in its laws. Savings from a lower amount of death losses may be returned in like manner as may be specified in its laws. If the laws of the society so provide, the assets representing the reserves of any separate class of members may be carried separately for such class as if in an independent society; and the required reserve accumulation of such class so set apart shall not thereafter be mingled with the assets of other classes of the society. A table showing the credits to individual members for each age and year of entry, and showing opposite each credit the tabular reserve required on the whole life or other plan of insurance specified in the contract, according to assumption for mortality and interest recognized by the law of this State and adopted by the society, shall

Statement of
members'
credit.

be filed by the society with each annual report, and also be furnished to each member before June 1 of each year. In lieu of the aforesaid statement, there may be furnished to each member within the same time a statement giving the credit for such member, and giving the tabular reserve and level rate required for a transfer carrying out the plan of insurance specified in the contract. No table or statement need be made or furnished where the reserves are maintained on the tabular basis. For this purpose individual bookkeeping accounts for each member shall not be required, and all calculations may be made by actuarial methods.

Nothing herein contained shall prevent the maintenance of such surplus over and above the credits on the accumulation basis, and the reserves on the tabular basis as the society may provide by or pursuant to its laws, nor be construed as giving to the individual member any right or claim to any such reserve or credit other than in manner as expressed in the contract and its laws, nor as making any such reserve or credits a liability in determining the legal solvency of the society.

Insurance
Commissioner
to examine.

SEC. 24. *Be it further enacted*, That the Insurance Commissioner, or any person he may appoint, shall have the power of visitation and examination into the affairs of any domestic society. He may employ assistants for the purpose of such examination, and he, or any person he may appoint, shall have free access to all the books, papers, and documents that relate to the business of the society, and may summon and qualify as witness under oath and examine its officers, agents, and employees, or other persons in relation to the affairs, transactions, and condition of the society. The expense of such examination shall be paid by the society examined upon statement furnished by the Insurance Commissioner, and the examinations shall be made at least once in three years. Whenever after examination the Insurance Commissioner is satisfied that any domestic society has failed to comply with any provisions of this Act, or is exceeding its powers, or is not carrying out its contracts in good faith, or is transacting business fraudulently; or whenever any do-

Report of Com-
missioner.

mestic society, after the existence of one year or more, shall have a membership of less than four hundred (or shall determine to discontinue business), the Insurance Commissioner may present the facts relating thereto to the Attorney-General, who shall, if he deem the circumstances warrant, commence an action in quo warranto in a court of competent jurisdiction. And such court shall thereupon notify the officers of such society of a hearing; and if it shall then appear that such society should be closed, said society shall be enjoined from carrying on any further business; and some person shall be appointed receiver of such society, and shall proceed at once to take possession of the books, papers, moneys, and other assets of the society, and shall forthwith under the direction of the court, proceed to close the affairs of the society and to distribute its funds to those entitled thereto. No such proceedings shall be commenced by the Attorney-General against any such society until after notice has been duly served on the chief executive officers of the society and a reasonable opportunity given to it, on a date to be named in said notice, to show cause why such proceedings should not be commenced.

SEC. 25. *Be it further enacted*, That no application for injunction against, or proceedings for, the dissolution of, or the appointment of a receiver for, any such domestic society or branch thereof shall be entertained by any court in this State unless the same is made by the Attorney-General.

SEC. 26. *Be it further enacted*, That the Insurance Commissioner, or any person whom he may appoint, may examine any foreign society transacting or applying for admission to transact business in this State. The said Commissioner may employ assistants, and he, or any person he may appoint, shall have free access to all the books, papers, and documents that relate to the business of the society, and may summon and qualify as witness under oath and examine its officers, agents, and employees and other person in relation to the affairs, transactions, and conditions of the society. He may, in his discretion, accept in lieu of such examination the examination of the Insurance Department of the State, territory,

Examination
of foreign
companies.

district, province, or country where such society is organized. The actual expense of examiners making any such examination shall be paid by the society upon statement furnished by the Insurance Commissioner.

If any such society or its officers refuse to submit to such examination or to comply with the provisions of the section relative thereto, the authority of such society to write new business in this State shall be suspended or license refused until satisfactory evidence is furnished the Commissioner relating to the condition and affairs of the society, and during such suspension, the society shall not write new business in this State.

Condition
made public
—when.

SEC. 27. *Be it further enacted*, That pending, during, or after an examination or investigation of any such society, either domestic or foreign, the Insurance Commissioner shall make public no financial statement, report, or finding, nor shall he permit to become public any financial statement report, or finding affecting the status, standing, or rights of any such society until a copy thereof shall have been served upon such society at its home office, nor until such society shall have been afforded a reasonable opportunity to answer any such financial statement, report, or finding, and to make such showing in connection therewith as it may desire.

For non-com-
pliance with
law.

SEC. 28. *Be it further enacted*, That when the Insurance Commissioner on investigation is satisfied that any foreign society transacting business under this Act has exceeded its powers or has failed to comply with any provisions of this Act, or is conducting business fraudulently, or is not carrying out its contracts in good faith, he shall notify the society of his findings, and state in writing the grounds of his dissatisfaction, and after reasonable notice require said society, on a date named, to show cause why its license should not be revoked. If on the date named in said notice such objections have not been removed to the satisfaction of the said Commissioner, or the society does not present good and sufficient reasons why its authority to transact business in this State should not at that time be revoked,

he may revoke the authority of the society to continue business in this State. All decisions and findings of the Commissioner made under the provisions of this section may be reviewed by proper proceedings in any court of competent jurisdiction, as provided in Section 16 of this Act.

SEC. 29. *Be it further enacted,* That nothing contained in this Act shall be construed to affect or apply to grand or subordinate lodges of Masons, Odd Fellows, or Knights of Pythias (exclusive of the Insurance Department of the Supreme Lodge Knights of Pythias), and the Juniors Order of United American Mechanics (exclusive of the beneficiary degree or insurance branch of the National Council Junior Order United American Mechanics), or societies which limit their membership to any one hazardous occupation, nor to similar societies which do not issue insurance certificates, nor to an association of local lodges of a society now doing business in this State which provides death benefits not exceeding five hundred dollars to any one person, or disability benefits not exceeding three hundred dollars in any one year to any one person, or both, nor to any contracts of reinsurance business on such plan in this State, nor to domestic societies which limit their membership to the employees of a particular city or town, designated firm, business house, or corporation, nor to domestic lodges, orders, or associations of a purely religious, charitable, and benevolent description, which do not provide for a death benefit of more than one hundred dollars, or for disability benefits of more than one hundred and fifty dollars to any one person in any one year.

Not applicable
to certain
lodges.

The Insurance Commissioner may require from any society such information as will enable him to determine whether such society is exempt from the provisions of this Act.

Any fraternal benefit society heretofore organized and incorporated and operating within the definition set forth in Sections 1, 2, and 3 of this Act, providing for benefits in case of death or disability resulting solely from accidents, but which does not obligate itself to pay death or sick benefits, may be licensed under the provisions of this Act, and shall

have all the privileges, and shall be subject to all the provisions and regulations of this Act, except that the provisions of this Act requiring medical examinations, valuations of benefit certificates, and that the certificate shall specify the amount of benefits, shall not apply to such society.

Exempt from
taxes.

SEC. 30. *Be it further enacted*, That every fraternal benefit society organized or licensed under this Act is hereby declared to be a charitable and benevolent institution, and all of its funds shall be exempt from all and every State, county, district, municipal, and school tax, other than taxes on real estate and office equipment.

Misdemeanor
for false
statements.

SEC. 31. *Be it further enacted*, That any person, officer, member, or examining physician of any society authorized to do business under this Act, who shall knowingly or willfully make any false or fraudulent statement or representation in or with reference to any application for membership, or for the purpose of obtaining money from, or benefit in, any society transacting business under this Act, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, nor imprisonment in the county jail for not less than thirty days nor more than one year, or both, in the discretion of the court; and any person who shall willfully make a false statement of any material fact or thing in a sworn statement as to the death or disability of a certificate holder in any such society for the purpose of procuring payment of a benefit named in the certificate of such holder, and any person who shall willfully make any false statement in any verified report or declaration under oath required or authorized by this Act, shall be guilty of perjury, and shall be proceeded against and punished as provided by the statutes of this State in relation to the crime of perjury. Any person who shall solicit membership for, or in any manner assist in procuring membership in, any fraternal benefit society not licensed to do business in this State, or who shall solicit membership for, or in any manner assist in procuring membership in, any such society not authorized as herein provided, to do business as herein defined

in this State, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than fifty nor more than two hundred dollars.

Any society, or any officer, agent, or employee thereof neglecting or refusing to comply with, or violating any of, the provisions of this Act, the penalty for which neglect, refusal, or violation is not specified in this section, shall be fined not exceeding two hundred dollars upon conviction thereof.

SEC. 32. *Be it further enacted*, That all Acts and parts of Acts in conflict with this Act are hereby repealed.

SEC. 33. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved April 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 45.

SENATE BILL No. 153.

(By Mr. Crawford.)

AN ACT to amend an Act entitled "An Act requiring certain employers to provide seats for female employees, and fixing and prescribing penalties for the violation of said Act," being Chapter 171 of the Acts of the General Assembly of 1905, passed March 31, 1905, and approved April 4, 1905, so as to require persons, firms, or corporations employing females in any factory, mercantile establishment, mill, or workshop in this State to provide a suitable seat for each female employee, and to permit the use of such seats by them when not necessarily engaged in the active duties of their employment, and fixing and prescribing a penalty for the violation of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That Chapter 171 of the Acts of the General Assembly of the State of Tennessee for the year 1905, passed March 31, 1905, and approved April 4, 1905, entitled "An Act requiring certain employers to provide seat for female employees, and fixing and prescribing penalties for the violation of said Act," be, and the same is, hereby amended to read as follows:

"That every person, firm, or corporation employing females in any factory, mercantile establishment, mill, or workshop in this State, shall provide a suitable seat for each female employee, and shall permit the use of such seats by them when they are not necessarily engaged in the active duties for which they are employed; and shall permit the use of such seat at all times when such use would not actually and necessarily interfere with the proper discharge of the duties of such employees, and wherever practicable, such seats shall be made a permanent fixture.

SEC. 2. *Be it further enacted,* That any person, firm, or corporation violating this Act, or any of the provisions thereof, shall be guilty of a misdemeanor, and upon conviction shall be fined in a sum not less

than ten dollars (\$10) nor more than one hundred dollars (\$100) for each violation thereof.

SEC. 3. *Be it further enacted*, That so much and such parts of said Chapter 171 of the Acts of 1905 as are in conflict with this Act be, and the same are, hereby repealed.

SEC. 4. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 10, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.....,
Governor.

This Act, having been held by the Governor for more than five days without being returned with his signature or veto, has become a law without his signature.

April 25, 1913.

J. M. FULTON,
Chief Clerk of Senate.

CHAPTER 46.

SENATE BILL No. 25.

(By Messrs. Bass, Walsh, Pope, and Welch.)

AN ACT to repeal an Act entitled "An Act to provide a more effective method for the collection of delinquent taxes," being Chapter 37 of the Public Acts of the General Assembly of Tennessee, 1911; and to dismiss all suits brought under said Act and now pending.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 37 of the Acts of the General Assembly of the State of Tennessee, 1911, passed on April 11, 1911, and approved by the Governor on April 19, 1911, and entitled "An Act to provide a more effective method for the collection of delinquent taxes," be, and the same is, hereby repealed, and that all pending suits under the Acts of 1911 be dismissed.

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 11, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.....,
Governor.

This Act, having been held by the Governor for more than five days without being returned with his signature or veto, has become a law without his signature.

April 25, 1913.

J. M. FULTON,
Chief Clerk of Senate.

CHAPTER 47.

SENATE BILL No. 2.

(By Mr. Baxter.)

AN ACT to erect upon the Capitol Hill at Nashville a monument to commemorate the heroic devotion and self-sacrifice of the women of Tennessee during the war between the States.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That there shall be erected upon the Capitol Hill, at Nashville, a monument commemorating the heroic devotion and self-sacrifice of the women of Tennessee during the war between the States. Said monument to be the design adopted by the United Confederate Veterans.

SEC. 2. *Be it further enacted*, That the Governor, Secretary of State, Treasurer, and Comptroller of the State of Tennessee, and the Major-General of the Tennessee Division, United Confederate Veterans shall be, and they are, hereby appointed a committee to have the monument erected.

SEC. 3. *Be it further enacted*, That \$10,000, or so much thereof as may be necessary, be, and the same is, hereby appropriated to pay for the said monument.

SEC. 4. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 10, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.....,
Governor.

This Act, having been held by the Governor for more than five days without being returned with his signature or veto, has become a law without his signature.

April 25, 1913.

J. M. FULTON,
Chief Clerk of Senate.

CHAPTER 48.

HOUSE BILL No. 729.

(By Davidson County Delegation.)

AN ACT to authorize and empower all municipal corporations in the State of Tennessee, owning, or which may hereafter own, free public schools or free high schools, under the laws of the State to take and condemn lands, property, property rights, privileges, and easements of individuals and of private corporations for the purpose of acquiring a site or sites or for the extension or enlargement of any public schoolhouse or public high schoolhouse or building; and to prescribe the mode, manner, and terms of taking, condemning, and providing for the compensation, of damages therefor, to the owner or owners.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That all municipal corporations of the State of Tennessee owning, or which may hereafter own, any free public school or free public high school under the laws of this State, be, and they are, hereby authorized and empowered to take and condemn the lands, property, property rights, privileges, and easements of individuals and of private corporations, and the mode, manner, and terms hereinafter provided for for the purpose of school sites or the extension or enlargement of grounds upon which to build and provide schoolhouses or free public high schools and the necessary ground appurtenant thereto.

SEC. 2. *Be it further enacted,* That said municipal corporations shall have and possess full authority to take and condemn, in mode and manner here-

inafter defined, the lands, property, property rights, privileges, and easements of individuals and private corporations which may be necessary for building sites and appurtenant uses for free public schools and free public high schools, or for enlarging or extending the same for said purposes.

SEC. 3. *Be it further enacted*, That said municipal corporations shall take and condemn the lands, property, property rights, privileges, and easements, and shall make compensation to the owner or owners thereof, and the compensation shall be paid to the owner or owners thereof by said municipal corporations.

SEC. 4. *Be it further enacted*, That the compensation for damages to be paid for said lands, property, property rights, privileges, and easements shall be condemned and determined in the mode and manner provided by Sections 1981, 1982, 1983, and 1984 of Shannon's Compilation of the Statutes of Tennessee, and which appear in the Code of Tennessee as Sections 1388, 1389, 1390, and 1391; and the rights and powers contained in said sections are hereby extended to and conferred upon said municipal corporations as specifically as if enacted in the provisions of this Act, and said municipal corporations shall possess and exercise the right and power of condemnation and eminent domain as provided therein.

SEC. 5. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 11, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved April 15, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 49.

HOUSE BILL No. 442.

(By Messrs. Albright, Smith, and Henderson.)

AN ACT for the relief of practitioners of medicine in certain cases, and to govern and provide for the registration certificates of license to practice medicine in Tennessee.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That any practitioner of medicine in the State of Tennessee who has been duly licensed to practice medicine in said State under the provisions of Chapter 78 of the Acts of the General Assembly of Tennessee for the year 1901, and the various Acts amendatory thereof, who presented his certificate of license to the Clerk of the County Court of the county in which he was practicing and had the same noted for registration, either by endorsement on said license itself or by entry on the books of said Clerk, but which license by reason of the negligence of said Clerk, or for any other reason was not entered at large on the books of said Clerk as required by said Acts, may at any time within one year from the passage of this Act present said license again to the Clerk of the County Court of the county in which the same was originally presented and noted for registration, and it shall be the duty of the County Court Clerk of said county to enter said license at large on the records of his office kept for that purpose in the same way and manner as the same original should have been entered and recorded on his said books; and said license, when so recorded, shall have effect in all respects as if the same had been fully copied, entered, and recorded as of the date of its original notation for registration.

SEC. 2. *Be it further enacted,* That this Act take

effect and be in force from and after its passage, the public welfare requiring it.

Passed April 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.....,
Governor.

This bill was returned to the House by the Governor on April 25, 1913, after having been held by him more than five days.

CHAS. CASON,
Chief Clerk of the House.

CHAPTER 50.

HOUSE BILL No. 886.

(By Mr. Cox.)

AN ACT to be entitled An Act to amend Chapter 64, Acts of 1891, entitled "An Act for the benefit of the indigent and disabled soldiers of the late war between the States, and to fix the fees of attorneys or agents for procuring such pensions, and fixing a penalty for the violation of the same," and Chapter 202, Acts of 1905, entitled "An Act to provide relief for the dependent and indigent widows of soldiers who served in the Civil War between the States by granting them a pension, and providing for an appropriation for the payment of the same."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 64, Acts of 1891, and Chapter 202, Acts of 1905, be, and they are, hereby considered one Act for the purposes of this Act.

SEC. 2. *Be it further enacted*, That the Special Examiner of the Board of Pension Examiners shall be paid \$166.66 2-3 per month, and actual expenses, for his services as such Special Examiner. The same to be paid on his sworn statements by the warrants of the Comptroller.

SEC. 3. *Be it further enacted*, That there shall be an assistant Special Examiner of the Board of Pension Examiners. Said assistant to be named by the Special Examiner, by and with the approval of the Board of Pension Examiners. The compensation of said assistant Special Examiner to be the same as is now paid the Special Examiner, and to be paid monthly on his sworn statements on the warrants of the Comptroller.

SEC. 4. *Be it further enacted*, That the Secretary of the Board of Pension Examiners shall be paid \$150 per month for his services as such Secretary. The same to be paid on the warrants of the Comptroller.

SEC. 5. *Be it further enacted*, That \$800,000 per annum, or as much thereof as may be necessary, be,

and the same is, hereby appropriated to pension the Confederate soldiers under the provisions of Chapter 64, Acts of 1891, and Chapter 202, Acts of 1905, and the amendments to both of said Act.

SEC. 6. *Be it further enacted*, That the salaries provided for in this Act shall be paid out of the general pension appropriation.

SEC. 7. *Be it further enacted*, That this Act take effect from and after its passage, the general welfare requiring it.

Passed April 11, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.,
Governor.

This bill was returned to the House by the Governor on April 25, 1913, after having been held by him more than five days.

CHAS. CASON,
Chief Clerk of the House.

CHAPTER 51.

HOUSE BILL No. 1263.

(By Mr. Todd.)

A BILL to be entitled An Act to authorize the Funding Board of the State of Tennessee to borrow money and execute the State's interest-bearing obligations therefor, or to issue and sell temporary stocks, bonds, notes, and interest-bearing obligations of the State for the purpose of raising money to meet the maturing obligations of the State.

Authority of
Board.

Be it enacted by the General Assembly of the State of Tennessee, That the Funding Board of the State of Tennessee, composed of the Governor, Comptroller of the Treasury, Treasurer of the State, and Secretary of State, be and they are hereby authorized and empowered, if they deem it necessary or expedient, to provide for the payment of and to prevent a default in the payment of the principal and interest of the outstanding three per cent bonds, known as "Settlement Bonds" of the State of Tennessee, provided for and issued under Chapter eighty-four (84) of the Acts of the General Assembly of 1883, and maturing July 1, 1913, and the outstanding four and one-half per cent bonds, known as "Redemption Bonds," and "Penitentiary Bonds," issued under Chapter 97 of the Acts of the General Assembly of 1893, and maturing October 1, 1913, to borrow money and execute the State's interest-bearing obligations therefor, or to issue and sell the stocks, bonds, notes, or other interest-bearing obligations of the State of Tennessee, pledging the faith and credit of the said State, and payable at such time not exceeding two years from the date thereof, as the Funding Board shall fix, and bearing interest at such rate, not exceeding six per cent per annum, as shall be fixed by the Funding Board, which said stocks, bonds, notes, or interest-bearing obligations may be sold and disposed of by the said Funding Board at such prices, and upon such terms and

conditions as to the said Funding Board shall seem expedient.

Said stocks, bonds, notes, or interest-bearing obligations shall recite that they are executed by order of the said Funding Board, and shall be signed by the Governor, and attested by the Secretary of State, under the great seal of the State, and when signed, attested, and sealed, and sold, and delivered, by authority of said Funding Board, shall be incontestable obligations of the State in the hands of any bona fide holder thereof. Said stocks, bonds, notes, and interest-bearing obligations may, if the Funding Board deem it expedient, have coupons for the semiannual payments of interest attached thereto. Said stocks, bonds, notes, or interest-bearing obligations shall be in such form as the Funding Board shall determine, and may be made payable, either to bearer, or to the owner and holder thereof, and whether coupon or registered in form, shall be in the denomination of one thousand (\$1,000) dollars, or such denomination being a multiple of one thousand dollars as the Funding Board shall direct, and when made payable to the owner or holder thereof, they may be transferred by assignment and power of attorney in such form as the Funding Board shall prescribe without effecting the negotiability thereof. The Funding Board may, in its discretion, provide that any stocks, bonds, notes, or other interest-bearing obligations issued in coupon form, pursuant to this Act may be registered by the Secretary of the Funding Board, who upon the presentation of such coupon bearing obligations shall without charge detach the coupons therefrom, and cancel the same, and endorse upon the said obligations a certificate of the registration thereof in such form as the Funding Board shall prescribe, and the name of the holder thereof.

Stocks, bonds,
notes, etc.—
how executed.

It shall be the duty of the Funding Board to keep a record, showing all coupons and registered stocks, bonds, notes, or other interest-bearing obligations issued by it. Record kept.

In the event that temporary stocks, bonds, notes, or interest-bearing obligations running not more than two years are issued pursuant to the provisions

Temporary
stocks,
bonds, notes,
etc.

of this Act, all "Settlement Bonds" of 1883, and "Redemption Bonds," and "Penitentiary Bonds" of 1893, redeemed, renewed, or extended thereby, shall be deposited with the fiscal agent of the State of Tennessee in the City of New York, or such other trustee as the Funding Board may select, to be held as collateral security, and for the further protection of the holders of the said temporary stocks, bonds, notes, or other interest-bearing obligations issued pursuant hereto, until the issuance and sale pursuant to the law of refunding bonds of the State of Tennessee, for the purpose of paying and redeeming the said "Settlement Bonds" of 1883, and the said "Redemption Bonds," and "Penitentiary Bonds" of 1893, and the said "Settlement," "Redemption" and "Penitentiary Bonds" shall not be deemed paid and canceled until such permanent refunding bonds of the State of Tennessee are issued, and sold until the said temporary stocks, bonds, notes, or other interest-bearing obligations issued pursuant hereto are paid and satisfied, but the indebtedness evidenced by the said "Settlement," "Redemption," and "Penitentiary Bonds," shall be deemed to be continued, renewed, and extended until said time. Any temporary stocks, bonds, notes, or interest-bearing obligations issued pursuant to the provisions of this Act, and running for a period of less than two years, may be renewed and extended by the Funding Board in its discretion, provided that such renewal or extension, together with the original term of the said obligations, shall not exceed the period of two years.

Be it further enacted, That this Act take effect from, and after its passage, the public welfare requiring it.

Passed June 21, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved June 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 52.

HOUSE BILL No. 478.

(By Messrs. Stanton and West.)

AN ACT to provide for and regulate the paroling of prisoners now under confinement in the penitentiary.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That upon the recommendation of the Board of Prison Commissioners, the Governor shall have the power to cause to be released on parole any prisoner now in confinement in the penitentiary, who has served the minimum term provided by law for the offense committed by him, less good time; *provided*, that no convict serving a life sentence shall be paroled unless he has served twenty-five years, less diminution which would have been allowed for good conduct, had his sentence been for twenty-five years. Such convicts, while on parole, shall remain in the lawful custody, and under the control of the Board of Prison Commissioners, subject at any time to be returned to the penitentiary, and a written order of said Board, certified by any member thereof, shall be a sufficient warrant to any officer to retake, and return to actual custody, any such convict. Geographical limits wholly within the State may be fixed in each case, and the same enlarged or reduced according to the conduct of the prisoner. Any person violating the terms of his parole shall be returned to the penitentiary; and the Governor shall have the power to issue requisition for such person, if he has departed from the State.

SEC. 2. *Be it further enacted*, That in considering the applications for such parole, said Board shall not entertain any petition, receive any written communication, or hear any argument, from any attorney or other person, not connected with the penitentiary, in favor of, or against the parole, or release

Application
for parole—
how consid-
ered.

of any prisoner; but it may institute inquiries by correspondence, taking testimony, or otherwise, as to the history, physical or mental condition, or character of such prisoner, and each member of said Board, is hereby authorized to administer oaths to witnesses for every such purpose.

In communication with prisoners.

SEC. 3. *Be it further enacted*, That said Board shall, through its parole officer, keep in communication as far as possible with all of said prisoners who shall be thus on parole, and also with their employers; and when such person on parole shall have kept the conditions thereof in such manner, and for such period of time as shall satisfy the Board that he is reliable and trustworthy, and that he will probably remain at liberty without violating the law, and that his final release is not incompatible with the welfare of the society, then said Board may in its discretion recommend to the Governor, that he grant to such prisoner a final discharge from confinement under such sentence, and thereupon said Board shall issue to such prisoner a certificate of such final discharge, and shall also cause a record of the acts of such prisoner to be made, showing the date of his commitment, his record while in prison, the date of his parole, his record while on parole, and other reasons for his final discharge, together with any other facts which said Board may deem proper; and a copy of such record, certified to by the Secretary shall be admissible as evidence in any proceeding in which such prisoner seeks restoration to the rights and privileges of citizenship. This Act shall be construed as in no way seeking to impair the pardoning power of the Governor.

How discharged.

Information—how obtained.

SEC. 4. *Be it further enacted*, That it shall be the duty of all public officers of the State, and all municipal officers of any cities to aid the said Board of Parole, and its parole officer by furnishing, upon request, any information which they may possess in regard to the whereabouts or conduct of any paroled prisoner. The said Board of Parole shall have power from time to time to make, alter, amend, and publish rules governing the granting of paroles and final discharges, and the procedure relating thereto, and rules as to the conditions of parole and the

conduct and employment of prisoners on parole, and such other matters touching the exercise of the powers and duties conferred upon said Board by this Act, as it may deem proper; *provided*, that the same shall not be inconsistent with any of the provisions of this Act.

SEC. 5. *Be it further enacted*, That all Acts and parts of Acts in conflict herewith are hereby repealed; *provided*, that the repeal thereof shall not in any manner affect the parole, release, discharge, custody, retaking, or reconfinement of any prisoner now or heretofore confined, paroled, or subject to be retaken, or reimprisoned.

SEC. 6. *Be it further enacted*, That no person convicted of rape shall be subject to the provisions of this Bill.

SEC. 7. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 20, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved June 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 53.

SENATE BILL No. 809.

(By Mr. Fisher.)

AN ACT to amend Chapter 32 of the Acts of 1897, so as to fix the minimum amount of the capital stock of corporations hereafter incorporated in this State at one thousand dollars.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 32 of the Acts of 1897, entitled, "An Act to require applicants for charters of incorporation, or amendments thereto, to fix the amount of the capital stock of the corporation for which charter is sought in the charter or amendment, and to pay a privilege tax upon the charter, graded by the amount of capital stock," be, and it is hereby, amended by inserting next after the words "proposed incorporation," and before the words, "and any corporation" in the sixth line of Section 1 of said Act, as same appears in the printed and published volume of the Acts of the year 1897, the words, "which shall in no case be less than one thousand dollars."

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved June 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 54.

SENATE BILL No. 29.

(By Mr. Underwood.)

A BILL to be entitled an Act to regulate and provide for the deposit of the State's money or the public funds in public depositories, to provide for the collection of interest thereon, and to require the State Treasurer to deposit said funds in said depositories.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That any bank in this State may become a public depository of revenues or money of the State by entering into bond, with security approved by the State Treasurer and State Comptroller, as herein provided. The bond shall be payable to the State of Tennessee, and in a sum not exceeding fifty per cent of the paid-up capital stock of the bank, and for the safe-keeping and paying over of all State money or public funds received by such bank, and for the payment of interest at the rate of six per cent per annum in case of default, and for reasonable attorney's fees in case it shall become necessary, in the judgment of the Treasurer and Comptroller, to proceed at law on the bond; and that

SEC. 2. *Be it further enacted*, That every bank qualifying as a depository shall be a depository, and as such shall be bound to safely keep, account for, and pay over all funds and money of the State by it received as a depository, and also interest thereon at the rate of three per cent per annum on all such money or funds as follows: Interest at the rate of three per cent per annum shall be computed on the daily balance during every month, and the bank be charged therewith, and it shall account for the same as a deposit at the end of the month, and in case of transfer to another depository, at the date of such transfer; and

Three per cent
interest on
daily bal-
ances.

SEC. 3. *Be it further enacted*, That the deposits in

Amount
deposited.

any one bank shall not at any time exceed one-fourth of the paid-up capital stock of said bank; and it shall be the duty of the Treasurer to promptly transfer all amounts in excess of fifty per cent of the bond executed by any depository to some other depository whose deposits are within the limit; and it shall also be the duty of the Treasurer, with the approval and consent of the Comptroller, to transfer all funds or money on deposit in any depository to some other depository or depositories whenever, in their judgment, the condition of the bank and the safety of the funds demand, or whenever such depository refuses to pay interest as above provided; and in all cases of transfer the checks shall be signed by the Treasurer, countersigned by the Comptroller, and payable to the transferee bank, and show on the face that they are for the "Transfer of State funds;" *provided, however*, that the fact that funds on deposit are at any time in excess of the prescribed limit, or that being in excess, such excess has not been transferred, or that said funds have not been transferred for any of the reasons above stated authorizing transfer, shall not affect or impair the liability of the bank and its sureties on their said bonds; and

Transfer of
funds.

Pro rata de-
posits to be
made.

SEC. 4. *Be it further enacted*, That it shall be the duty of the State Treasurer to make pro rata deposit of all State funds coming into his hands among the said depositories in proportion to the amount of their respective bonds and in proportion to the amount of money in the bonds of the State Treasurer; and he shall maintain as nearly as possible said pro rata deposit of said State funds, and upon the failure of said State Treasurer so to deposit said funds, or any part thereof, with said depositories, he shall be liable on his official bond for said funds, and also for interest thereon at the rate of six per cent per annum for the time he holds said funds and fails so to deposit them.

Statement of
funds de-
posited—
when pub-
lished.

SEC. 5. *Be it further enacted*, That on the fifth day of December and the fifth day of June each year, the Treasurer of the State shall publish in some daily newspaper published at Nashville, Tenn., an official statement of the amount of public money or State funds on deposit in each and every depository bank

on the first day of the said month when said publication is made. The said statement shall in alphabetical order give the names of all the said banks in which the public moneys or funds were then deposited, the amount then on deposit in each and every bank, the amount of interest at the rate of three per cent paid on deposits by each and every of said banks for the preceding six months, and the expense of publishing these statements shall be paid out of the treasury of the State on the warrant.

SEC. 6. *Be it further enacted*, That the Treasurer shall at least once a year investigate the bonds of all depositories, and ascertain whether the sureties are living, their solvency, whether they have removed from the State, and whether, for these or other reasons, the interest of the State requires that a new bond should be executed, and in such case the Treasurer shall require the execution of a new bond; and upon the failure to make said new bond when so required, the Treasurer shall at once remove the State funds from said depository; and

Bonds of
depositories.

SEC. 7. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved June 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 55.

HOUSE BILL No. 263.

(By Shelby County Delegation.)

AN ACT entitled "An Act to prescribe the method of bringing suit and to limit the time of bringing suit against municipal corporations on account of injuries to persons or property resulting from the negligence of the officers or employees of said municipal corporations."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That no suit shall be brought against any municipal corporation in this State on account of injuries received by person or property on account of the negligent condition of any street, alley, sidewalk, or highway of such municipality, unless within ninety days after such injury to the person or property has been inflicted; a written notice shall be served upon the Mayor of said municipality stating the time and place where said injury was received, and the general nature of injury inflicted. The failure to give the notice prescribed in this Act within the time set out shall be valid defense against any and all liability of the city which might otherwise exist on account of the defective or negligent condition of said street, alley, sidewalk, or highway; and *provided, further*, that proof of registered letter by registry receipt addressed to the Mayor setting forth the injury and place of injury complained of shall be a complete compliance with this Act.

SEC. 2. *Be it further enacted*, That this Act take effect on September 1, 1913.

Passed June 20, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved June 24, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 56.

HOUSE BILL No. 837.

(By McCormick and Byrom.)

AN ACT to appropriate money out of the State Treasury for the purpose of defraying the expenses of the Fifty-eighth General Assembly and miscellaneous and other expenses.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the appropriations hereinafter set out are hereby made for the purpose of defraying the expenses of the Fifty-eighth General Assembly and miscellaneous and other expenses, which appropriations shall be paid out of the State Treasury on the warrant of the Comptroller.

The Comptroller is hereby expressly forbidden to draw his warrant on the Treasury for any amount over the appropriation made for any particular purpose, and he is also forbidden to draw his warrant for any amount for any purpose for which an appropriation has not been made either in this Act or by law. The Treasurer is hereby forbidden to pay any warrant of the Comptroller unless money has been appropriated by this Act or by law for that purpose, and he shall not permit any more money to be drawn from the Treasury than has been appropriated for any particular purpose.

LEGISLATIVE EXPENSES.

SEC. 2. *Be it further enacted,* That the Comptroller is hereby directed to draw his warrant on the State Treasury in favor of each member of the Senate and House of Representatives, and each officer and employee of the General Assembly for per diem and mileage as hereinafter set out, as follows:

NAMES OF SENATORS.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Bass, E. D.	302	\$ 48 32	75	\$300 00	\$348 32
Baxter, N., Jr. ....	.....	.....	75	300 00	300 00
Blakemore, E.	120	19 20	75	300 00	319 20
Brett, James, Jr.	464	74 24	75	300 00	374 24
Butler, E. E.	810	129 60	75	300 00	429 60
Beaty, Cecil	422	67 52	75	300 00	367 52
Church, J. W. C.	112	17 92	75	300 00	317 92
Clement, J. A.	84	13 44	75	300 00	313 44
Crawford, J. C.	464	74 24	75	300 00	374 24
Draughon, J. M.	60	9 10	75	300 00	309 10
Elkins, R. A.	264	42 24	75	300 00	342 24
Fisher, Hubert F.	464	74 24	75	300 00	374 24
Fitzpatrick, A. J.	84	13 44	75	300 00	313 44
Fulton, Robert	188	30 08	75	300 00	330 08
Hare, John L.	134	42 88	75	300 00	342 88
Horne, W. D.	464	74 24	75	300 00	374 24
Lambert, J. W.	150	24 00	75	300 00	324 00
Maxwell, W. H.	373	59 68	75	300 00	359 68
McAllister, Hill ....	.....	.....	75	300 00	300 00
McKinney, J. W.	370	43 20	75	300 00	343 20
Morrell, N. B.	432	69 12	75	300 00	369 12
Pardue, J. M.	516	82 56	75	300 00	382 56
Pope, L. S.	360	57 60	75	300 00	357 60
Smith, E. C.	108	17 28	75	300 00	317 28
Stewart, H. T.	102	16 32	75	300 00	316 32
Thomas, D. B.	174	27 84	75	300 00	327 84
Underwood, J. H.	382	62 72	75	300 00	362 72
Walker, J. V.	214	34 24	75	300 00	334 24
Walsh, T. J.	296	47 36	75	300 00	347 36
Welch, George N.	216	34 56	75	300 00	334 56
Williams, Sam H.	375	60 00	75	300 00	360 00
Worley, J. Parks	672	107 60	75	300 00	407 60
White, Newton H.	150	24 00	75	800 00	824 00
Fulton, J. M., Chief Clerk.....	.....	.....	75	\$ 6 00	\$450 00
Phillips, T. M., Assistant Clerk.....	.....	.....	75	6 00	450 00
Luther, E. O., Journal Clerk.....	.....	.....	75	8 00	600 00
Williams, W. S., Assistant Journal Clerk.....	.....	.....	75	8 00	600 00
Robinson, F. N., Sergeant-at-Arms.....	.....	\$ 49 92	75	4 00	349 92
Due, N. E., Doorkeeper.....	.....	.....	75	4 00	300 00
Fitzpatrick, Rev. S. N., Chaplain.....	.....	.....	38	4 00	152 00
Cave, Rev. R. Lin., Chaplain.....	.....	.....	37	4 00	148 00
Clement, Robert, Page.....	.....	13 44	75	4 00	313 44
McConnell, Frank B., Page.....	.....	.....	75	4 00	300 00

SENATE ENGROSSING CLERKS.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Marshall, Miss Adine			101	\$ 6 00	\$606 00
Rogers, Miss Lucile			100	6 00	600 00
Hord, Miss Elizabeth			82	6 00	492 00
Doyle, Miss May			53	6 00	318 00
Childress, Miss Sarah			5	6 00	30 00
Mullens, Miss Jennie Mai			4	6 00	24 00
Burrows, Mrs. John			1	6 00	6 00
Casteel, Miss Blanche			29	6 00	174 00
Baskette, Mrs. Elizabeth			3	6 00	18 00
Lackey, Mrs. T. L.			3	6 00	18 00
Suttle, Miss Mary			3	6 00	18 00
Lightfoot, Miss Susie			25	6 00	150 00
Tansil, Tom, Reading Clerk....			34	8 00	272 00
Wyatt, C. T., work on Journal and Calendar					48 00
Luther, E. O., recess work on Journal					200 00

ENGROSSING CLERKS OF THE HOUSE.

Harding, Mrs. Roberta			101	\$ 6 00	\$606 00
Hill, Miss Henrietta			80	6 00	480 00
Stanford, Miss Bessie			80	6 00	480 00
Gray, Mrs. Sophia			62	6 00	372 00
Smith, Miss Minnie			45	6 00	270 00
Ryson, Mrs. Nancy			45	6 00	270 00
Holliday, Miss Bessie			36	6 00	216 00
Davidson, Miss Margaret			32	6 00	192 00
Hill, Miss Gertrude			23	6 00	138 00
Howlett, Mrs. Nettie			32	6 00	192 00
Wilson, Mrs. Sadie			30	6 00	180 00

SENATE PORTERS.

	Days.	TOTAL.
Mack Buford	125	\$437 50
Nelson King	99	315 00
Doc Butler	46	161 00
Turner Crosby	32	112 00

ASSISTANT SERGEANT-AT-ARMS OF HOUSE.

	Days.	Per Diem.	TOTAL.
F. O. Beerman	3	\$4 00	\$12 00
Lewis Ellis	2	4 00	8 00
D. B. Read	3	4 00	12 00
J. A. Tanksley	3	4 00	12 00
R. E. Garrett (and Doorkeeper).....	12	4 00	48 00
O. N. Yeaman (and Doorkeeper).....	10	4 00	40 00

	Days.	Per Diem.	TOTAL.
Miss Ellen Mary Burns.....	9	3 00	27 00
Miss Francis Ramsey	9	3 00	27 00
Miss Mamie Gerratty	9	3 00	27 00
Miss Bessie Stanford	9	3 00	27 00

(For counting coupons for Funding Board.)

For placing statues of Confederate and Federal soldiers on a monument erected to all soldiers at Elizabethton, Carter County, Tenn.\$500 00
 To be paid to Monument Commissioners of said county when a like sum shall have been procured by them.

REPRESENTATIVES.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Abernathy, W. K.	413	\$ 66 15	75	\$300 00	\$366 15
Acree, L. G.	250	-40 00	75	300 00	340 00
Albright, A. D.	432	69 12	75	300 00	369 12
Argo, A. J.	254	40 64	75	300 00	340 64
Ausmus, William	582	93 12	75	300 00	393 12
Babb, W. J.	266	42 56	75	300 00	342 56
Barnett, Sidney .....	.....	.....	75	300 00	300 00
Bejach, Lois	464	74 24	75	300 00	374 24
Boyer, C. F.	602	96 32	75	300 00	396 32
Bryant, F. E.	344	55 04	75	300 00	355 04
Bullard, J. W.	420	67 20	75	300 00	367 20
Byrom, I. P.	170	27 20	75	300 00	327 20
Campbell, D. J.	360	57 60	75	300 00	357 60
Cardwell, B. C.	144	23 04	75	300 00	323 04
Chamlee, W. F.	302	48 32	75	300 00	348 32
Childs, H. T.	244	38 94	75	300 00	338 94
Cochran, J. L.	308	49 28	75	300 00	349 28
Collier, E. G.	146	23 36	75	300 00	323 36
Collier, H. S.	52	8 32	75	300 00	308 32
Cox, John I.	683	109 36	75	300 00	409 36
Creswell, E. E.	600	96 00	75	300 00	396 00
Dannell, J. T.	330	52 80	75	300 00	352 80
Davis, C. J.	180	28 80	75	300 00	328 80
Denton, C. C.	112	17 92	75	300 00	317 92
Dorsey, A. I.	420	67 20	75	300 00	367 20
Drane, John M.	359	57 44	75	300 00	357 44
Duncan, D. W.	366	58 56	75	300 00	358 56
Dunn, N. B.	442	70 72	75	300 00	370 72
Emert, G. W.	482	80 00	75	300 00	380 00
Emmons, A. E.	324	51 84	75	300 00	351 84
Fisher, Henry	324	51 84	75	300 00	351 84
Fleeman, W. P.	160	25 60	75	300 00	325 60
Fox, F. P.	200	32 00	75	300 00	332 00
Fuller, John T.	818	130 88	75	300 00	430 88
Gallagher, Robert	136	21 76	75	300 00	321 76
Gilbert, C. C. ....	.....	.....	75	300 00	300 00
Green, Sam A.	230	36 80	75	300 00	336 80
Harpole, J. A.	162	25 92	75	300 00	325 92

REPRESENTATIVES—Continued.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Henderson, J. L.	456	72 96	75	300 00	372 96
Hill, A. E. ....	.....	.....	75	300 00	300 00
Hughes, T. B.	706	112 96	75	300 00	412 96
Hunt, W. E.	558	89 28	75	300 00	389 28
Johnson, A. S.	312	49 92	75	300 00	349 92
Johnson, W. A.	500	80 00	75	300 00	380 00
Kirkpatrick, James	664	106 64	75	300 00	406 64
Koffman, J. H.	330	52 80	75	300 00	352 80
Larsen, C. A.	464	74 24	75	300 00	374 24
LeFever, William	104	16 64	75	300 00	316 64
Link, M. E.	25	4 00	75	300 00	304 00
Long, W. H.	116	18 56	75	300 00	318 56
Love, I. R.	796	127 36	75	300 00	427 36
Malone, Lit. ....	.....	.....	75	300 00	300 00
Matthews, W. J.	216	34 56	75	300 00	334 56
Mayes, A. P. ....	.....	.....	75	300 00	300 00
McCormick, G. M.	464	74 24	75	300 00	374 24
McDade, G. R.	332	53 12	75	300 00	353 12
McFarland, Lon P.	50	8 00	75	300 00	308 00
McWhorter, W. R.	264	42 24	75	300 00	342 24
Miller, W. R.	420	67 20	75	300 00	367 20
Miller, G. M.	156	24 96	75	300 00	324 96
Mitchell, S. H.	551	88 20	75	300 00	388 20
Moore, I. B.	246	39 36	75	300 00	339 36
Morris, G. L.	84	13 44	75	300 00	313 44
Mullins, H. J.	50	8 00	75	300 00	308 00
Murphy, John ....	.....	.....	75	300 00	300 00
Myers, T. S.	302	48 32	75	300 00	348 32
Neeley, C. L.	464	74 24	75	300 00	374 24
Nichols, N. N.	182	29 12	75	300 00	329 12
O'Brien, John	302	48 32	75	300 00	348 32
Park, J. F.	362	57 92	75	300 00	357 92
Parks, J. E.	390	62 40	75	300 00	362 40
Pierce, Will.	664	106 24	75	300 00	406 24
Quenichet, H. E.	504	80 64	75	300 00	380 64
Raulston, S. H.	290	46 40	75	300 00	346 40
Rickman, M. D.	100	16 00	75	300 00	316 00
Riggins, W. W.	108	17 28	75	300 00	317 28
Roberts, P. O.	254	40 64	75	300 00	340 64
Robinson, N. R.	140	22 40	75	300 00	322 40
Royston, C. A.	750	120 00	75	300 00	420 00
Scott, Lon A.	437	69 92	75	300 00	369 92
Schmittou, T. R.	136	21 76	75	300 00	321 76
Shaw, C. C.	375	60 00	75	300 00	360 00
Smith, J. P.	436	69 76	75	300 00	369 76
Stanton, W. M.	464	74 24	75	800 00	874 24
Stephenson, J. B.	150	24 00	75	300 00	324 00
Stone, R. J.	80	12 80	75	300 00	312 80
Stone, A. A.	188	30 08	75	300 00	330 08
Spears, G. M.	182	29 12	75	300 00	329 12
Taylor, F. E.	608	97 28	75	300 00	397 28

REPRESENTATIVES—Continued.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Taylor, M. H.	312	49 92	75	300 00	349 92
Testerman, W. T.	613	98 08	75	300 00	298 08
Thompson, J. R.	386	61 76	75	300 00	361 76
Todd, A. L.	65	10 24	75	300 00	310 24
Walker, Paris	566	90 56	75	300 00	390 56
Weldon, W. E.	234	37 44	75	300 00	337 44
West, Frank L.	432	69 12	75	300 00	369 12
Williamson, Harry	270	43 20	75	300 00	343 20
Wilson, T. E.	302	48 32	75	300 00	348 32
Winchester, C. Lee	464	74 24	75	300 00	374 24

For presidential electors, chosen in election of November, 1913,
\$4 per day for three days' service, and same rate of mileage
now allowed to members of the General Assembly (H. J. R.
No. 9).

A. I. Dorsey, Chairman Enrolled Bills.....\$450 00
W. H. Maxwell, Chairman Enrolled Bills..... 450 00

NAMES.	No. of Days.	Per Diem.	Mileage.	Total.
Charles Cason, Chief Clerk, House.....	75	\$6 00	.....	\$450 00
J. D. Green, Assistant Clerk, House....	75	6 00	.....	450 00
W. D. Donnelly, Journal Clerk, House..	75	8 00	.....	600 00
J. N. Hawes, Assistant Journal Clerk, House	75	8 00	.....	600 00
W. T. Cate, Sergeant-at-Arms.....	75	4 00	\$75 00	375 00
Carl Cooper, Assistant Sergeant-at-Arms	75	4 00	.....	300 00
Carroll Creswell, Assistant Sergeant-at- Arms	56	4 00	.....	224 00
Clyde Royston, Assistant Sergeant-at- Arms	19	4 00	.....	76 00
W. T. Harrison, Doorkeeper.....	75	4 00	74 24	374 24
Harry Wilson	75	4 00	.....	300 00
C. T. Wyatt, Assistant Sergeant-at-Arms, for recess	25	4 00	.....	100 00
T. M. Larkins, Outer Doorkeeper.....	30	4 00	25 92	145 92
V. Sharp, Assistant Sergeant-at-Arms...	1	4 00	.....	4 00
J. W. Hopkins, Doorkeeper.....	2	4 00	.....	8 00
(In accordance with House Resolution No. 33.)				

NAMES.	No. of Days.	Per Diem.	Mileage.	TOTAL.
Alex, Barthell, Assistant Sergeant-at-Arms	1	\$4 00	.....	\$ 4 00
C. M. Buchanan, Assistant Sergeant-at-Arms	1	4 00	.....	4 00
Doc West, Assistant Sergeant-at-Arms..	1	4 00	.....	4 00
Rev. Lem Long, Chaplain	45	4 00	.....	180 00
Rev. A. I. Foster, Chaplain	30	4 00	.....	120 00

HOUSE PORTERS.

	Days.	TOTAL.
Robert Bradley	103	\$360 50
Hugh Fain	103	360 50
Walter Sharp	80	280 00
Finis Brown	80	280 00
Richard Bundy	46	161 00
Will Rogers	33	115 50
Will Fite	33	115 50
Frank Givens	33	115 50
Hilliard Moore	22	77 00
Henry Dinwiddie	46	161 00
Judge Buford	46	161 00

HALL PORTERS.

Scipio Whitlow	47	\$164 50
Roy Kennedy	42	147 00
Theo. Garrett	47	164 50
Albert Foley	47	164 50
Robert Workman	47	164 50
Clarence Malone	47	164 50

AFTER RECESS.

Gass Crenshaw	33	\$115 50
Joe Gillespie	33	115 50
Andrew Bright	33	115 50
Dave Carmack	33	115 50
Pearl Tillman	33	115 50
Scipio Whitlow	33	115 50

JOINT COMMITTEE TO INVESTIGATE PENAL INSTITUTIONS.

J. W. McKinney, 15 days.....	\$ 60 00
J. W. McKinney, expenses	75 00
Harry Williamson, 15 days.....	60 00
Harry Williamson, expenses.....	75 00
W. H. Maxwell, 15 days.....	60 00
W. H. Maxwell, expenses.....	75 00
C. A. Larsen, 15 days.....	60 00
C. A. Larsen, expenses.....	75 00
J. R. Thompson, 15 days.....	60 00
J. R. Thompson, expenses.....	75 00
T. E. Wilson, 15 days.....	60 00
T. E. Wilson, expenses.....	75 00
Stenographic report	27 75

**JOINT COMMITTEE TO DRAFT REVENUE BILL, ASSESS-
MENT BILL, MISCELLANEOUS AND GENERAL
APPROPRIATION BILLS.**

J. H. Underwood, 20 days.....	\$ 80 00
J. H. Underwood, expenses.....	100 00
T. J. Walsh, 20 days.....	80 00
T. J. Walsh, expenses.....	100 00
H. F. Fisher, 20 days.....	80 00
H. F. Fisher, expenses.....	100 00
Will Pierce, 20 days.....	80 00
Will Pierce, expenses.....	100 00
I. P. Byrom, 20 days.....	80 00
I. P. Byrom, expenses.....	100 00
G. N. McCormick, 20 days.....	80 00
G. N. McCormick, expenses.....	100 00
Frank E. Bryant, Clerk.....	80 00
Frank E. Bryant, expenses.....	100 00
Miss Kate Godfrey, Stenographer.....	196 00

JOINT COMMITTEE TO INVESTIGATE STATE OFFICES.

Sam H. Williams, 20 days.....	\$ 80 00
Sam H. Williams, expenses.....	100 00
D. B. Thomas, 20 days.....	80 00
D. B. Thomas, expenses.....	100 00
J. C. Crawford, 20 days.....	80 00
J. C. Crawford, expenses.....	100 00
J. L. Henderson, 20 days.....	80 00
J. L. Henderson, expenses.....	100 00
J. N. Robinson, Sergeant-at-Arms, 20 days.....	80 00
J. N. Robinson, expenses.....	100 00
H. G. Horner, expenses.....	8 50

Stenographers, witnesses, assistants to State Account- ant, incurred by chairman and committee.....	474 15
Miss Margaret Gerratty, stenographic work, copying re- port of committee	17 25
Miss Kate Godfrey, stenographic work, copying reports.....	65 00

John M. Drane, 30 days.....	120 00
John M. Drane, expenses.....	150 00
E. G. Collier, 30 days.....	120 00
E. G. Collier, expenses.....	150 00
R. J. Stone, 30 days.....	120 00
R. J. Stone, expenses.....	150 00
Lit Malone, 30 days.....	120 00
Lit Malone, expenses.....	150 00
J. W. Lambert, Sergeant-at-Arms, 30 days.....	120 00
J. W. Lambert, expense.....	150 00
Miss Ada Palmer, Stenographer.....	147 75
Miss Meister, Stenographer.....	15 00
W. L. McFarland, Expert Accountant.....	1,350 00
Norton & Bowman, Stenographers.....	56 00
Telephone, stationery, and other incidentals.....	28 75

JOINT EDUCATIONAL COMMITTEE.

Robert Fulton, 15 days.....	\$ 75 00
Robert Fulton, expenses.....	45 00
G. M. Miller, 15 days.....	75 00
G. M. Miller, expenses.....	75 00

I. B. Moore, 15 days.....	\$ 75 00
I. B. Moore, expenses.....	40 25
R. A. Elkins, 15 days.....	75 00
R. A. Elkins, expenses.....	75 00
C. Lee Winchester, 15 days.....	75 00
C. Lee Winchester, expenses.....	75 00
A. A. Stone, 15 days.....	75 00
A. A. Stone, expenses.....	62 82
G. M. Miller, expenses in preparing report, including stenographic help	30 00

JOINT AGRICULTURAL COMMITTEE.

Robert Gallagher, 15 days.....	\$ 60 00
Robert Gallagher, expenses.....	75 00
Harry E. Quenichet, 15 days.....	60 00
Harry E. Quenichet, expenses.....	75 00
E. C. Smith, 15 days.....	60 00
E. C. Smith, expenses.....	75 00
A. E. Emmons, 15 days.....	60 00
A. E. Emmons, expenses.....	75 00
J. H. Koffman, 15 days.....	60 00
J. H. Koffman, expenses.....	75 00
Eugene Blakemore, 15 days.....	60 00
Eugene Blakemore, expenses.....	75 00

JOINT COMMITTEE ON CHARITABLE INSTITUTIONS.

James Brett, 15 days.....	\$ 60 00
James Brett, expenses.....	75 00
Beaty Cecil, 15 days.....	60 00
Beaty Cecil, expenses.....	75 00
B. D. Cardwell, 15 days.....	60 00
B. D. Cardwell, expenses.....	75 00
S. H. Mitchell, 15 days.....	60 00
S. H. Mitchell, expenses.....	75 00
C. C. Denton, 15 days.....	60 00
C. C. Denton, expenses.....	75 00
D. W. Duncan, 15 days.....	60 00
D. W. Duncan, expenses.....	75 00
To D. W. Duncan, stenographic work for copying report	30 00

PRELIMINARY INVESTIGATING COMMITTEE FOR STATE OFFICES.

H. F. Fisher, 4 days.....	\$ 16 00
H. F. Fisher, expenses.....	20 00
Henry Fisher, 4 days.....	16 00
Henry Fisher, 4 days.....	20 00
L. Winchester, 4 days.....	16 00
L. Winchester, expenses.....	20 00
J. W. Lambert, 6 days.....	24 00
J. W. Lambert, expenses.....	30 00
A. A. Stone, 7 days.....	28 00
A. A. Stone, expenses.....	35 00

SPECIAL PENITENTIARY INVESTIGATING COMMITTEE
(H. R. NOS. 38 AND 41.)

L. P. McFarland, 10 days.....	\$ 40 00
L. P. McFarland, expenses.....	50 00
G. R. McDade, 10 days.....	40 00
G. R. McDade, expenses.....	50 00
M. E. Link, 10 days.....	40 00
M. E. Link, expenses.....	50 00
C. F. Boyer, 10 days.....	40 00
C. F. Boyer, expenses.....	50 00
F. E. Bryant, 10 days.....	40 00
F. E. Bryant, expenses.....	50 00
Miss Mamie McNellis, Stenographer, 15 days.....	150 00
Alfred Battle, Sergeant-at-Arms, 15 days.....	60 00
Marcellus Hatcher, Sergeant-at-Arms, 15 days.....	60 00
Marcellus Hatcher, expenses.....	10 00
Deficiency appropriation for Governor's office expense, such as stamps, telegrams, telephone, stationery, etc..	987 00

DEFICIENCY APPROPRIATION.

Nashville Railway and Light Company.....	\$ 988 75
Independent Ice Company.....	76 50
James Cassetty	738 58
Scipio Whitlow (December salary).....	40 00
Theo. Garrett (December salary).....	40 00
Montgomery & Co.	177 45
Matthews-Phillips Company	61 75
Jones & Hopkins Manufacturing Company.....	5 50
Craig & Shoffner Hardware Company.....	10 65
Weil Paper and Twine Company.....	15 10
Germo Manufacturing Company.....	61 85
R. E. Finley.....	10 00
R. A. Neeld	56 75
Lebeck Bros.	8 36
Howe Ice Company.....	77 20
Waxed Cederine Company.....	18 00
Keith, Simmons & Co.....	20 15
Ben S. Williams	3 50
H. S. Kirk.....	5 12
Dan G. Clark.....	2 00
Standard Oil Company.....	11 80
Beasley Sons & Co.....	2 70
Hermitage Hardware Company.....	5 80
McEwen's Steam Laundry.....	26 50
Nashville Toilet Supply Company.....	20 40
T. J. Mooney Company.....	16 15
To Supreme Court, Knoxville.....	1,631 57
To Brandon Printing Company, Agricultural Department, from 1911.....	1,891 40
Secretary of State.....	33 00
Railroad Commission	215 35
State Board of Health.....	551 60
Geological Survey	459 70
State Treasurer	43 00
Tennessee Free Library Commission.....	225 15
To Marshall & Bruce Company, Board of Elections.....	380 36
Board of Elections.....	475 83
To M. E. Derryberry & Co.....	129 41

To Allen S. Eason, Sergeant-at-Arms (S. J. R. No. 8), 7 days	\$ 28 00
Mileage	21 00
To Arthur Brodie (S. J. R. No. 8)	8 00
To Charlie Handley (S. J. R. No. 8)	8 00
To T. M. Larkin (S. R. No. 9)	20 00
Mileage	25 92
To W. D. Scruggs, services and expense in preparing record, opening Senate, etc. (S. R. No. 11)	100 00
To Fred T. Wilson, services and expense in preparing record, opening House, etc. (H. R. No. 11)	100 00
To James Alexander Construction Company, deficit in construction of West Tennessee State Normal School.	4,000 00
To legislative expenses, 1911 (H. J. R. No. 73)	2,041 00
To deficit, Penitentiary Committee	50 30
To pay of Porter (H. J. R. No. 13)	17 50
To John S. Norvell (S. J. R. No. 16)	1,230 00
To city of Knoxville (S. J. R. No. 24)	6,698 67
To Printing Pressmen and Assistants' Union Home (in- corporated; George L. Berry, president; J. C. Orr, treasurer), for construction of road	12,373 78
To Mrs. Beulah Harris (S. J. R. No. 12)	42 30
To Mack Buford (S. J. R. No. 17)	49 00
To J. F. Claiborne, work on Eastern Hospital for In- sane (S. R. No. 19)	347 64
To Tennessee Free Library Commission, Mrs. Pearl Williams Kelly	266 75
To fit up and equip the east alcove of the second floor of the State Capitol for offices for the State Department of Public Instruction	3,000 00
(This appropriation is to be paid out of the General School Fund and to be expended under joint direction of the Superintendent of the Capitol and State Super- intendent of Public Instruction, according to plans approved by the State Capitol Commission.)	
To Agricultural Extension, \$5,000 per annum, to be paid over to and expended by the College of Agricul- ture	10,000 00
To Ambrose Printing Company, balance	55 99
To Remy-Nance Printing Company, account Secretary of State	225 00
To Remy-Nance Printing Company, account Secretary of State	15 00
To Herbrick & Lawrence, account Secretary of State...	1 85
To Thompson's Mineral Water Company, account Secre- tary of State	8 50
To Western Union Telegraph Company, account Secre- tary of State	17 40
To Nashville Railway and Light Company, account Sec- retary of State	5 40
To G. F. Carter, account Secretary of State	10 00
To Keith, Simmons & Co., account Secretary of State...	3 50
To Williams Printing Company, account Secretary of State	29 50
To Hallum W. Goodloe, office expenses	37 25
To reimburse National Guard Fund for expenditures for the protection of life and property, and relief of suf- fering along the banks of the Mississippi River, in West Tennessee, during the high water of 1912	2,160 96
To John P. Bullington, for the benefit of himself and other lawyers employed by the State of Tennessee in	

the case of State vs. Muncie Pulp Company, and W. A. Cisana for legal services rendered.....	\$ 7,500 00
(This item has been approved by the Attorney-General of the State and by him recommended for payment.)	
To the State Library Commission, to be expended for improvements in the library.....	1,500 00
To each member of the Fifty-eighth General Assembly, for stamps and stenographic work.....	25 00
To Nelson King, Porter, for Senate of the Fifty-seventh General Assembly for 37 days at \$3.50.....	129 50
To W. A. Overall, services, Sergeant-at-Arms, House Penitentiary Committee, 1911.....	27 00

TO PORTERS (S. R. NO. 10.)

Brown London, 6 days.....	\$ 21 00
Nelson King, 6 days.....	21 00
Ben Carr, 6 days.....	21 00
Hugh Fain	10 50

TO PORTERS (H. R. NO. 15.)

W. B. Whittaker, 3 days.....	\$ 12 00
L. J. Farris, 4 days.....	16 00
Sam Cunningham, 6 days.....	21 00
Henry Edmonds, 6 days.....	21 00
Joe McFerrin, 6 days.....	21 00
Ed Buford, 4 days.....	14 00
Theo. Garrett, 5 days.....	17 50
Scipio Whitlow, 5 days.....	17 50
Mitchell Holbrook, 30 days (H. R. No. 30).....	75 00

LEGISLATIVE EXPENSE.

To K. H. Dodson, expert accountant, services in preliminary investigation of State offices (H. J. R. No. 29) ..	\$ 59 15
To Miss Kate Godfrey, stenographic services in preliminary investigation of State offices (H. J. R. No. 29) ..	7 50

GOVERNOR'S OFFICE.

To Kate E. Godfrey, Dr., to stenographic services during entire session of Fifty-eighth General Assembly, including two weeks' absence of stenographer, copies of bills, veto messages, etc.....	75 00
To expenses of inauguration (S. J. R. No. 17).....	749 25

To McQuiddy Printing Company, legislative supplies...\$	2,052 34
To McQuiddy Printing Company, Clerk of House, 1911..	32 50
To McQuiddy Printing Company, Secretary of State....	592 40
To McQuiddy Printing Company, House and Senate supplies	92 60
To McQuiddy Printing Company, printing Acts and Journals of 1911.....	3,259 90
To purchase of safe in House of Representatives (H. J. R. No. 9).....	110 00
To Brandon Printing Company, printing rosters, Clerk of House	45 00
To Brandon Printing Company, printing rosters, Clerk of Senate	76 75
To Marshall & Bruce Company, Clerk of Senate, printing copies of Senate bills, Governor's inaugural address	652 16

To Remy-Nance Printing Company, Clerk of House, printing Rules of Order.....	\$ 78 50
To Remy-Nance Printing Company, Clerk of Senate, printing Rules of Order.....	112 00
To McQuiddy Printing Company, legislative supplies, Clerk of House	132.75
To McQuiddy Printing Company, legislative supplies Clerk of Senate	280 35
To Miss Kate Godfrey, stenographic work for House of Representatives	42 50
To Miss Ada Palmer, stenographic work for Clerk of Senate, copies of amendments, committee lists, etc....	38 50
To Marshall & Bruce Company, printing copies of House bills, etc.	997 12
To Miss Kate Godfrey, stenographic work for Clerk of Senate	4 75
To Miss Ada Palmer, stenographic work for House....	29 90
To White Trunk and Bag Company, legislative supplies.	8 00

MISCELLANEOUS.

For supplementary work in apalary inspection, \$500 per annum	\$ 1,000 00
To W. M. Bearden, for balance due for work in Treasurer's office	1,200 00
For rental of Capitol Annex, as per lease, period two years from October 1, 1913, to October 1, 1915.....	7,225 00
For State Laboratory purposes, to be expended under the direction of the State Board of Health.....	5,000 00
To Leath Orphan Asylum, refund of collateral inheritance tax	950 00
For erection of monument to the women of the Confederacy, design for which has been adopted by the Confederate Veteran Committee (S. B. No. 2)	10,000 00

SEC. 3. *Be it further enacted*, That the heads of all institutions of the State of all kinds and of State officials and their subordinates are hereby prohibited from in any manner or for any purpose expending any amount in excess of the appropriation made by law to their institutions and officers, and any person or officer so expending for any purpose any amount in excess of the appropriation made for his office, or the institution with which he is connected, shall be liable personally and upon his official bond for said amount to the State of Tennessee, and to the person, also to whom the contract of expenditure may be made; and notice is hereby given to all persons that the State of Tennessee, through its General Assembly, will not make to any person who has made a contract of any sort with the head or other official of any department of any institution, or any public office of this State after the appropriation to such

institution or officers, and such person in such case shall look alone to the party individually for the fulfillment of any contract of any expenditure so entered into or made.

It shall be the duty of the Comptroller at the end of each biennial period, to transfer all credit balances due to any department of the State to the credit of the general fund.

SEC. 4. *Be it further enacted*, That the Chief Clerk of the Senate, be, and is hereby, directed to remain a sufficient time after the adjournment of the Senate to file properly the papers of the Senate with the Secretary of State, to copy the Journal for the public printers, read the proof, superintend the printing of same, and make an index to the printed Journal, and to make a final calendar, for which the sum of \$3,000 is hereby appropriated for such purpose, and the Comptroller is authorized to issue his warrant on the State Treasury for such sum in favor of said Clerk; and that the Assistant Clerk shall remain and assist the Clerk in recopying the Senate Journal, and for such service he shall be allowed \$2,000, and the Comptroller is hereby authorized to issue his warrant on the Treasury for said amount, when the work is completed.

SEC. 5. *Be it further enacted*, That the Chief Clerk of the House of Representatives be, and is hereby directed to remain a sufficient time after the adjournment of the General Assembly to file properly the papers of the House of Representatives with the Secretary of State, to copy the Journal for the public printer, read the proof, superintend the printing of the same, and make an index to the printed Journal, and make a final calendar, for which the sum of \$3,000 is hereby appropriated for such service, and the Comptroller is authorized to issue his warrant on the State Treasury for such sum in favor of said Clerk; and that the Assistant Clerk shall remain and assist the Clerk in recopying the House Journal, and for such service he shall be allowed \$2,000, and the Comptroller is hereby authorized to issue his warrant on the Treasury for said amount when the work is completed.

SEC. 6. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.,
Governor.

Passed the House, the objections or veto of the Executive to the contrary notwithstanding, on April 29, 1913, as appears on Journal of that date.

W. M. STANTON,
Speaker of the House of Representatives.

CHAS. CASON,
Chief Clerk of the House.

Passed the Senate, the objections or veto of the Executive to the contrary notwithstanding, on June 21, 1913, as appears on Journal of that date.

NEWTON H. WHITE,
Speaker of the Senate.

J. M. FULTON,
Chief Clerk of the Senate.

CHAPTER 57.

SENATE BILL No. 814.

(By Mr. Walker et al.)

A BILL to be entitled An Act to amend Section 3 of Chapter 540, House Bill No. 693, Acts of 1907, passed April 15, 1907, and approved April 15, 1907, increasing the salaries of the Chief Mine Inspector and the District Mine Inspectors.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 3 of Chapter 540, House Bill 693, passed April 15, 1907, and approved April 15, 1907, be amended so as to read, as follows:

“*Be it further enacted*, That Section 8 of said Act be so amended as to provide that the salary of the Chief Mine Inspector shall be three thousand dollars (\$3,000) per annum, payable in monthly installments, and that the salary of the District Mine Inspectors shall be two thousand dollars (\$2,000), and that ‘ten’ in the next to the last line of said section be stricken out, and ‘fourteen’ be inserted, so as to provide that the limitations of the entire appropriation shall not exceed fourteen thousand dollars per annum.”

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved June 23, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 58.

HOUSE BILL No. 375.

(By Mr. Miller, of Lauderdale.)

AN ACT to amend Chapter 146, Section 3, of the Acts of the General Assembly of Tennessee for the year 1887, by striking out the words "To the number of one for each eighteen hundred of the population of each county" in the fourth and fifth lines of Section 3 of said Act, and inserting instead thereof the words "To the number of one for each one thousand of the population of each county," and also by striking out the words and figures "Federal census of 1880" in the seventh line of Section 3 of said Act and inserting instead thereof the words "Federal census of 1910."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 3 of Chapter 146 of the Acts of the General Assembly of Tennessee for the year 1887 be, and the same is hereby amended by striking out the words "To the number of one for each eighteen hundred of the population of each county," in the fourth and fifth lines of said Section 3 of said Act, and inserting instead thereof the words "To the number of one for each one thousand of the population of each county," and also by striking out the words and figures, "Federal Census of 1880," in the seventh line of said Section 3 of said Act, and inserting instead thereof the words "Federal Census of 1910."

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed April 9, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved June 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 12.

SENATE BILL No. 53.

(By Mr. White.)

AN ACT to provide for the preparation, issuance, and sale of a sufficient number of State of Tennessee bonds, bearing interest at the rate of four per cent per annum and maturing forty years after date, to redeem the authorized and outstanding three-per-cent settlement bonds of the State of Tennessee, provided for and issued under Chapter 84 of the Acts of the General Assembly of 1883, and the four and one-half per cent redemption and penitentiary bonds of the State of Tennessee, issued under Chapter 97 of the Acts of the General Assembly of 1893; to provide for a sinking fund for the payment of the bonds herein provided for and to repeal all laws in conflict with this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Funding Board, composed of the Governor, Comptroller of the Treasury, and the Treasurer of the State of Tennessee, and the Secretary of State, is hereby authorized to prepare, issue, and sell a sufficient number of bonds of the State of Tennessee, bearing interest at the rate of four per cent per annum and maturing forty years after date.

1. To redeem the authorized and outstanding three per cent bonds, known as "Settlement Bonds," provided for and issued under Chapter 84 of the Acts of the General Assembly of 1883, and maturing July 1, 1913.

2. To redeem the authorized and outstanding four and one-half per cent bonds known as "Redemption Bonds and Penitentiary Bonds," issued under Chapter 97 of the Acts of the General Assembly of 1893, and maturing October 1, 1913; *provided*, that the moneys realized from the sale of said bonds shall in no event be used for any purpose except as herein provided; and *provided, further*, that neither the principal nor the interest of said bonds shall be taxed by this State or any county or municipality thereof and it shall be so stated in the face of said bonds; and *provided, further*, that in case the courts should hold that the foregoing provisions is invalid

and that said bonds are subject to taxation, such holding of the courts shall not invalidate the remainder of this Act and shall not effect the validity of said bonds.

SEC. 2. *Be it further enacted*, That the Funding Board as contemplated in the first section of this Act shall cause coupon or registered bonds to be prepared, executed, and issued. All coupon bonds shall be in denominations of one thousand dollars, and all bonds, whether registered or coupon bonds, shall have such safe-guards as to numbers, coloring, and engraving as are usual with respect to such obligations, and the said bonds hereunder issued shall be in their custody and keeping until sold. Said bonds shall be executed with the signatures of the Governor and Comptroller, countersigned by the Treasurer and attested by the Secretary of the State under the great seal of the State of Tennessee. Said bonds shall be obligations upon the part of the State of Tennessee to pay the principal and interest thereon in lawful money of the United States of America, such principal and interest to be payable at the Fiscal Agency of the State in New York City or at the State Treasurer's office in Nashville, at the option of the holder. All coupons attached to any bonds issued under authority of this Act shall bear the facsimile signatures of the Treasurer and Comptroller of the State. The interest on all bonds issued under the provisions of this Act shall be payable semiannually on the first days of January and July of each year, for which payments appropriation is hereby made.

Bonds—description of.

SEC. 3. *Be it further enacted*, That all of said bonds shall be of one date, July 1, 1913, and a true and perfect record thereof shall be kept by the Secretary of State in a well-bound book as is now provided by law for bonds heretofore issued, and in like manner as is now provided by law for bonds heretofore issued, the Comptroller shall keep a well-bound book containing on separate pages regularly numbered duplicate headings of each bond issued under the provisions of this Act, upon which all bonds and coupons when paid or purchased and when canceled shall be pasted.

Bonds—record of.

SEC. 4. *Be it further enacted*, That the form, tenor,

and terms of the bonds and coupons issued under the provisions of this Act shall in all respects conform to the provisions hereof, and before the great seal of the State of Tennessee is attached, must be approved by the Attorney-General of the State, and such approval shall be made public. The faith and credit of the State of Tennessee is hereby pledged for the prompt payment of interest and principal as they become due, of all obligations issued as hereunder provided.

SEC. 5. *Be it further enacted*, That at the option of the purchaser or holder of any or all of said bonds, said Funding Board shall have the power to issue registered bonds as is now provided for by Chapter 28 of the Acts of 1897, and the Funding Board shall issue such registered bonds in such manner as not to vary the contract as expressed and contemplated in this Act, except in the manner of form as expressed in Chapter 28 of the Acts of 1897; *provided*, that no fee for the issuance or exchange of any bond shall be charged to the purchaser or holder.

Sinking fund.

SEC. 6. *Be it further enacted*, That for the purpose of providing means for the liquidation and retirement of the bonds herein authorized and issued under the provisions of this Act, a sinking fund is hereby created into which shall be paid on the first day of each and every month during the life of the bonds hereunder issued or until all of such bonds shall have been paid and retired, an amount equal to five per cent of the gross revenues coming into the State treasury during the preceding month. The State Treasurer shall open and keep on his books in his office an account designated "Sinking Fund Account," which shall show accurately and specifically all payments made into, and all disbursements from, said sinking fund, and no disbursements shall be made from said sinking fund for any purpose except as herein directed.

SEC. 7. *Be it further enacted*, That the funds paid into the sinking fund herein provided shall be used only for the payment and retirement of the bonds provided for in this Act.

SEC. 8. *Be it further enacted*, That at least twice in each year the Treasurer shall advertise in one or

more if the financial papers published in the city of New York and in a daily newspaper published in the city of Nashville, for sealed tenders of bonds issued under this Act addressed to the Chairman of the Funding Board; such advertisement shall state the amount of bonds to be purchased and the date and place of delivery, and the time of publishing such advertisement in each of said city of New York and Nashville shall be at least ten days before the date on which such tenders shall be received. On the date so named such tenders shall be opened in the presence of the Funding Board and so many of the bonds so offered as can be purchased from the sinking fund then on hand shall be purchased at the lowest price or prices named in such tenders, and appropriation of the sinking fund for such purpose is hereby made. And all bonds so purchased, with the coupons thereto attached, if any, shall forthwith be canceled.

Bonds—how
advertised
for.

SEC. 9. *Be it further enacted*, That the Treasurer shall deposit in authorized State depositories all amounts paid into the sinking fund above provided for; *provided*, that one, but not more than three, depositories from each grand division of the State shall be elected for such deposits. Each depository must be required to furnish a bond, satisfactory to the Funding Board, for the return to the State on demand of any part or all moneys to the credit of said sinking fund.

Sinking fund—
deposit of.

All moneys to the credit of said sinking fund account shall bear interest at the rate of three per cent (3%) per annum, to be credited twice a year, namely: The first days of January and July. All such interest credits shall be credited to the sinking fund account and become a part of the sinking fund. Each and every State depository receiving such deposits as herein described shall, on the fifth day of each and every month, furnish to the Governor, as Chairman of the Funding Board, and to the Treasurer, a full, complete, and accurate statement of all receipts into, and disbursements from, such sinking fund.

Interest—
rate of.

SEC. 10. *Be it further enacted*, That the Funding Board shall select a fiscal agent in the city of New York, who shall give bond conditioned as said Fund-

ing Board shall prescribe, for the faithful discharge of all duties as such fiscal agent.

Fiscal agent. Such fiscal agent so appointed shall be designated a "State of Tennessee Depository for Public Revenues," and be subject to the same requirements as the Treasurer of the State now requires of all State depositories.

Bonds—how sold. SEC. 11. *Be it further enacted,* That the Funding Board is hereby charged with the duty of selling the bonds herein provided for to the highest bidder or bidders, after advertising for a period of twenty consecutive days, exclusive of Sundays, in at least one or more daily newspapers published in Nashville, Memphis, Chattanooga, and Knoxville, Tenn., and in at least two issue of the Commercial and Financial Chronicle, a weekly paper published in New York City, New York; and in at least one issue of the Daily Bond Buyer, the American Banker, The Wall Street Journal, and the Financier, financial papers published in New York City; and the United States Investor, a financial paper published in Boston; the first publication in each of such financial papers to be at least two weeks before the date named for the receipt of bids. The Funding Board, in its discretion, may cause other advertisements to be made and circulars to be mailed to financial houses and investors. Said advertisements shall contain a provision to the effect that the Funding Board may reject any or all bids; and in the event of the rejection of all bids, the Funding Board is authorized to readvertise for bids in the manner above described as many times as in its judgment may be necessary to effect a satisfactory sale.

Such subsequent advertisement may be made for any period not less than ten days before the date of sale in the discretion of the Funding Board. The said bonds shall all be sold at one time.

Bids. Bids shall be received for one bond or for any multiple thereof or for the entire issue. The bids shall be tendered in sealed envelopes addressed to the Funding Board and shall be opened publicly and simultaneously in the presence of members thereof, in the presence of all the bidders present, and in the presence of any one else who desire to be present, and all bids shall be published in full in one of

the Nashville papers. The bid or bids shall be accepted which will realize the most to the State for the entire issue. Payment for only so many of said bonds shall be demanded on July 1, 1913, as will produce a sufficient sum to redeem the three per cent settlement bonds due July 1, 1913, and on October 1, 1913, payment shall be demanded for as many as will produce a sufficient sum to redeem the four and one-half per cent redemption and penitentiary bonds due October 1, 1913.

Every bidder as a condition precedent to the consideration of his bid, which condition shall be stated in the advertisement, shall deposit with the Funding Board a certified check upon a national bank or upon a regular depository of the State of Tennessee drawn to the order of the State Treasurer, in an amount equal to two per cent (2%) of the face value of the bonds bid for.

Bidders—Requirements of.

A pro rata part of such deposit shall remain in the hands of the Treasurer until the bonds purchased have been paid for; *provided, however*, that all such deposits shall be returned by the Treasurer to any and all unsuccessful bidders within three (3) days after the bonds have been awarded to the successful bidder or bidders. If the successful bidder shall refuse or neglect on the dates hereinbefore named for payment of said bonds, to wit: July 1, 1913, or October 1, 1913, as the case may be; *provided*, such date does not follow within five (5) days after service of written notice of the award to him or them, to pay to the Funding Board the amount of the bonds awarded to him or them at the price named in his or their bid and accrued interest, if any, less the pro rata part of the amount deposited by him or them, the amount or amounts of deposit made shall be forfeit to and retained by the State Treasurer as liquidated damages for such neglect or refusal, and shall be paid into the sinking fund of the State for redemption of the State debt. Said advertisement shall state that delivery of bonds and payment therefor may be made in either of the cities of Nashville, New York, Philadelphia, Boston, Baltimore, or Chicago, at the purchaser's option.

Said advertisement shall require unconditional bids upon blank forms, to be approved by the Gov-

error, without interlineation or erasure, and may state that the successful bidder or bidders will be furnished the approving legal opinion of such attorneys as may be selected by the Funding Board.

Funding board
—record
kept.

SEC. 12. *Be it further enacted*, That a full, complete, and systematic record shall be made and kept by the Funding Board of any and all transactions had by them in the discharge of the duties hereunder imposed, that a true record shall be kept in well-bound books of each and every bond issued, sold, or exchanged, of all bonds paid and redeemed through the sinking fund provision of this Act, and of every other action necessary to at all times have such records correspond and agree with the records kept in the Secretary of State and Comptroller's office.

SEC. 13. *Be it further enacted*, That a majority of the Funding Board shall constitute a quorum and shall have power to exercise the duties of the Board, and the Funding Board shall, on or about the first day of every regular session of the Legislature, make a full and complete report to the General Assembly.

SEC. 14. *Be it further enacted*, That the Funding Board shall have power to appoint a Secretary to perform and discharge the duties imposed by this Act, the salary of such Secretary to be at the rate of \$..... per annum, payable monthly.

SEC. 15. *Be it further enacted*, That the Funding Board, as soon as possible after the passage of this Act, take all necessary steps to promptly carry out the provisions of this Act, and that all expenses incident and necessary to the carrying out of such provisions shall be paid out of the State treasury upon the warrant of the Comptroller issued at the direction of the Funding Board; *provided*, that the duties required by this Act to be performed by the Governor, Comptroller, Treasurer, and Secretary of State as members of the Funding Board shall be deemed ex-officio services in connection with their respective offices and no compensation shall be paid therefor.

SEC. 16. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take

effect from and after its passage, the public welfare requiring it.

Passed February 19, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 20.

SENATE BILL No. 174.

(By Messrs. Fisher and Welch.)

A General Act relating to banks and banking; creating a Banking Department of the State of Tennessee, and through this department regulating, examining, controlling, and supervising banks and banking and liquidation of banks; providing means and agencies for carrying out the provisions hereof, and providing penalties for violations of this Act.

Superintendent.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, There is hereby created a Banking Department of the State of Tennessee charged with the execution of all laws relative to corporations, firms, and individuals doing or carrying on a banking business in the State of Tennessee. The chief officer of the Banking Department shall be known as the "Superintendent of Banks," and he shall be appointed by the Governor upon recommendation of the Tennessee Bankers' Association, and his term of office shall be four years or until his successor is appointed in the manner aforesaid. The recommendation of the Tennessee Bankers' Association shall be made in the following manner: At the convention of the Tennessee Bankers' Association held next preceding the time for appointment of the aforesaid Superintendent, the said convention shall elect by ballot five persons, one of whom the Governor shall appoint as Superintendent of Banks. If said Bankers' Association fails to make any recommendation, then the Governor may nevertheless appoint as above provided any suitable person possessing the qualifications prescribed by this Act. If the Governor concludes that the persons first recommended are not proper and suitable persons, he may decline to appoint such, and shall call upon said Bankers' Association to recommend five additional persons, and may repeat such call until said Bankers' Association shall recommend some person meeting his approval.

The Superintendent of Banks shall be a man of good character of at least five years' experience as an executive officer in some reputable and solvent bank located and doing business in the State of Tennessee, and shall not, either directly or indirectly, while in office, be interested in any corporation doing a banking business in the State of Tennessee, nor shall he be interested with any person, firm, or association doing a banking business.

The Superintendent of Banks shall receive an annual salary of thirty-six hundred dollars (\$3,600), to be paid monthly in the same manner as the salaries of other State officers are paid. The Superintendent of Banks shall, within fifteen (15) days from

Salary.

the time of notice of his appointment, take and subscribe the constitutional oath of office and an oath to faithfully and impartially perform the duties of his office and file the same in the office of the Secretary of State, and execute to the State a bond in the penalty of twenty-five thousand dollars (\$25,000), with one or more solvent surety companies, said bond and sureties to be approved by, delivered to, and held by the Treasurer of the State, conditioned for the faithful discharge of the duties of his office.

Bonds—
amount of.

The Superintendent of Banks may be removed from office for neglect of duty, malfeasance, misfeasance, extortion or corruption in office, incompetency, or intemperance in the use of intoxicating liquors or narcotics to such an extent, in view of the dignity of the office and the importance of its duties, as to unfit him for the discharge of said duties, or for any offense involving moral turpitude while in office committed under color thereof or connected therewith, in the same manner and way and by the same proceedings as are provided for the removal of Justices of the Peace and other civil officers mentioned in Section 5, Article V., of the Constitution of the State of Tennessee.

Removal from
office.

SEC. 2. The Secretary of State shall provide the Superintendent of Banks with an official seal. Every paper executed by him in pursuance of any authority conferred on him by law and sealed with his official seal, shall be received in evidence, and may be recorded in any proper recording office in this State, in the same manner and

with the same effect as a deed regularly acknowledged or proven. .

Examiners—
how ap-
pointed.

SEC. 3. The Superintendent of Banks may, from time to time, if necessary, employ not exceeding five (5) persons as examiners to aid him in the discharge of the duties imposed upon him by law. The duties of such examiners so employed by the Superintendent shall be to perform such duties as he shall assign to them, and each examiner employed shall be paid a salary of not exceeding one hundred and fifty dollars (\$150) per month, such salary to be paid monthly on the certificate of the Superintendent of Banks on warrants drawn by the State Comptroller on the State Treasurer. The examiners so appointed shall be expert and skillful in the science of bookkeeping and shall have had experience in some bank. The Superintendent shall also engage actively in the examination of banks when not necessarily engaged in performing other duties under this Act.

Salaries.

Expenses.

SEC. 4. The necessary traveling expenses in the discharge of their duties, of the Superintendent of Banks and the examiners employed by him, shall be audited by the State Comptroller and paid monthly by warrants drawn by the Comptroller on the Treasurer in favor of the Superintendent of Banks.

Office of Super-
intendent.

SEC. 5. The Governor of the State shall assign to the Superintendent of Banks a suitable room or rooms in the Capitol Building or annex for conducting therein the business of the Banking Department of the State, and this department shall be furnished with the necessary furniture, stationery, lights, and other proper conveniences and clerical assistants in the same manner and way as is furnished to other State departments.

SEC. 6. Every corporation, firm, or individual doing a banking business under the laws of the State of Tennessee shall, on the call of the Superintendent, annually pay into the treasury of the State of Tennessee between the first day of January and the first day of April of each year, to be used as aid in defraying the expenses of the Banking Department of the State in proportion to the capital, surplus, and undivided profits of the bank, as follows:

Where the capital, surplus, and undivided profits is ten thousand dollars (\$10,000) or less, ten dol-

lars (\$10); where the capital, surplus, and undivided profits is more than ten thousand dollars (\$10,000) and less than twenty-five thousand dollars (\$25,000), twenty dollars (\$20); where the capital, surplus, and undivided profits is twenty-five thousand dollars (\$25,000) or more and less than fifty thousand dollars, forty-five dollars (\$45); where the capital, surplus, and undivided profits is fifty thousand dollars (\$50,000) or more and less than seventy-five thousand dollars (\$75,000), seventy dollars (\$70); where the capital, surplus, and undivided profits is seventy-five thousand dollars (\$75,000) or more and less than one hundred thousand dollars (\$100,000), ninety dollars (\$90); where the capital, surplus, and undivided profits is one hundred thousand dollars (\$100,000) or more and less than one hundred and twenty-five thousand dollars (\$125,000), one hundred and ten dollars (\$110); where the capital, surplus, and undivided profits is one hundred and twenty-five thousand dollars (\$125,000) or more and less than one hundred and fifty thousand dollars (\$150,000), one hundred and thirty dollars (\$130); where the capital, surplus, and undivided profits is one hundred and fifty thousand dollars (\$150,000) or more and less than one hundred and seventy-five thousand dollars (\$175,000), one hundred and fifty dollars; where the capital, surplus, and undivided profits is one hundred and seventy-five thousand dollars (\$175,000) or more and less than two hundred thousand dollars (\$200,000), one hundred and seventy-five dollars (\$175); where the capital, surplus, and undivided profits is two hundred thousand dollars (\$200,000) or more and less than two hundred and twenty-five thousand dollars (\$225,000), one hundred and ninety-five dollars (\$195); where the capital, surplus, and undivided profits is two hundred and twenty-five thousand (\$225,000) or more and less than two hundred and fifty thousand dollars (\$250,000), two hundred and fifteen dollars (\$215); where the capital, surplus, and undivided profits is two hundred and fifty thousand dollars (\$250,000) or more and less than five hundred thousand dollars (\$500,000), two hundred and seventy dollars (\$270); where the capital, surplus, and undivided profits is five hundred thousand dollars

Assessment—
how arrived
at.

(\$500,000) or more and less than one million dollars (\$1,000,000), four hundred dollars (\$400); where the capital, surplus, and undivided profits is one million dollars (\$1,000,000) or more, five hundred dollars (\$500); each branch office of a bank, twenty dollars (\$20) in addition to the amount paid by the parent bank; all payments to be based on the report made by the banks to the Superintendent on the next preceding January 1.

Payment—
failure of.

Each bank failing to make payments in the time provided in this section shall forfeit to the State five dollars (\$5) for each day that it is in default; such forfeit, together with the amount due from the bank, may be collected from the bank by suit in the name of the State; and it shall be the duty of the Superintendent of Banks to enforce payment of the amount that should be paid, and of the forfeit, to the State under the provisions of this section by suit in the name of the State against the defaulting bank, if payments are not made as herein provided.

Inspection.

SEC. 7. Every corporation doing a banking business under the laws of the State of Tennessee, and every individual banker or partnership carrying on a banking business in the State, shall be subject to the supervision and inspection of the Superintendent of Banks and the regulations and supervision thereof. The Superintendent of Banks shall, either personally or by a competent examiner appointed by him, visit and examine every corporation doing a banking business and every individual banker or partnership doing a banking business in and under the laws of the State of Tennessee at least twice in each year.

On every such examination inquiry shall be made as to the condition and resources of the corporation (or of the individual or individuals in case of individual bankers), the mode of conducting and managing the affairs of the bank, the action of its directors (in case of a corporation), the investment of the funds of the bank, the safety and prudence of the management of the bank, and whether the requirements of its charter and law have been complied with in the administration of the affairs of the bank, and as to such other matters as the Superintendent of Banks may uniformly prescribe. In addition,

the Superintendent of Banks shall have power, and it shall be his duty in like manner, to examine or cause to be examined into the affairs of every corporation, firm, and individual banker doing a banking business whenever, in the judgment of the Superintendent, the management and condition of the bank is such as to render an examination of its affairs necessary or expedient, or whenever, in the opinion of the Superintendent, the interest of the public demands an examination.

Examination—
when made.

The Superintendent of Banks shall also have the power to examine, or cause to be examined, every agency located in this State of any foreign bank or banking corporation in the same manner and for the same purpose as he shall examine domestic banks.

The Superintendent of Banks, and every examiner acting under or appointed by the Superintendent, shall have power and authority to administer oaths and to examine under oath any person whose testimony may be required on the examination of any corporation or individual doing a banking business, or on the examination of any agency of any foreign bank or banking corporation, and shall have the authority and power to compel the appearance and attendance of any such person for the purpose of any such examination.

Any stockholder in any incorporated bank, any corporation doing a banking business, or any person interested in a firm or individual bank may call upon the Superintendent of Banks at any time to make an examination of the bank in which they are interested, which examination the Superintendent, either in person or by an examiner, may or may not make, in the exercise of his discretion, upon the one making the request depositing with the Superintendent in advance a sum sufficient to cover the cost of the said examination.

Examination—
application
for.

SEC. 8. Every examiner appointed by the Superintendent of Banks shall, before entering upon the discharge of his duties, take and file with the Superintendent an oath faithfully to discharge his duties as examiner. Each examiner shall act under the direction of the Superintendent, and shall forthwith examine fully into the books, papers, and affairs of such corporation, firm, or individual banker which

he may be directed by the Superintendent to examine. The Superintendent shall furnish to each examiner a commission under the signature of the Superintendent and official seal of the Banking Department, which commission the examiner shall exhibit to the officer or officers of the bank proposed to be examined as his authority for making the examination.

Each examiner shall report on oath to the Superintendent of Banks the result of each examination made by him, which report the Superintendent shall keep on file in his office; and when the Superintendent in person makes an examination of the affairs of any bank, the Superintendent shall in like manner make out a report under oath of the result of such examination, and the same shall be kept on file in the office of the Superintendent, and a duplicate copy furnished the bank examined.

Unsafe or insolvent condition.

SEC. 9. Whenever the Superintendent of Banks shall find as a result of any examination had under the provisions of this Act, that any person, firm, or corporation doing a business of banking is in an unsafe condition or is insolvent or that it is unable to meet its obligations in the ordinary course of business, it shall be his duty to, in case the bank is in an unsafe condition or is insolvent or unable to meet its obligations in the ordinary course of business, require the said bank or its officers or directors to execute a good and solvent bond in an amount sufficient to protect its depositors and other unsecured creditors, payable to the said Superintendent of Banks, his successors in office, in his official capacity, for the forthcoming and payment of said obligations to depositors and unsecured creditors under the penalties hereinafter provided for.

Funds—misappropriation of.

Should it appear to the Superintendent, upon making such an examination, that the officers of the bank have been guilty of any misappropriation of the funds of the bank or that they are endeavoring to fraudulently dispose of, conceal, or remove any of the funds of the bank, or that they are using the funds of the bank for their individual business, either by loan or otherwise, against the provisions of this Act, or that the said officers of the bank are using the funds of the bank for speculative purposes, ex-

cept in the purchase of securities ordered by the board of directors or finance committee of said bank, the Superintendent may, and it shall be his duty, to take possession of the funds and assets of the bank so as to protect them from waste or being removed from the care or custody of the bank or being disposed of in any fraudulent manner, and to accomplish this purpose he shall be, and is, hereby empowered to, either by himself or through a custodian, take possession of the said property under the penalties and provisions of this Act.

In case the said bank shall refuse or fail to make the bond herein provided for or should any such corporation, firm, or individual banker refuse to submit their papers, books, and concerns to the inspection of the Superintendent or any examiner, or if any officer thereof shall refuse to be examined on oath touching the concerns of any such corporation, firm, or individual, or should it appear that the officer of the said corporation, firm, or individual bank were guilty of misappropriation of the funds of the banks, or the misuse of the funds in their own business as herein provided, or otherwise violating the provisions of this Act, except where a remedy is otherwise herein provided, it shall be the duty of the Superintendent to file a petition in the Chancery Court having jurisdiction of the property of the said institution requiring it to show cause within five days why it should not be adjudged and administered as an insolvent institution.

Officer's evidence—refusal to give.

Pending the hearing or the making the said bond, the Superintendent of Banks, or a custodian appointed by him, shall take charge of the affairs of the said bank and hold them in status quo. However, before the Superintendent shall make an application to the Chancery Court for the said rule on the said bank to show cause why it should not be adjudged insolvent, it shall be the duty of the said Superintendent of Banks to submit his findings to the board of directors of any bank or governing body of any firm or individual banker and request a correction of any matters in the conduct of the affairs of the bank which he considers unlawful or of an unsafe character.

Superintendent may take charge.

SEC. 10. The Chancery Court taking jurisdiction

of any bank under the provisions of this Act, shall appoint the Superintendent of Banks as receiver for the said bank under the orders and directions of the court, it being provided that in any case where the powers and duties of the said Superintendent as provided in this Act are inadequate to discharge the duties and wind up the affairs, the said Superintendent shall make application to the court for further authority, as is now provided in the case of receivers. It being further provided that the said Superintendent shall receive no other or further compensation for his personal services rendered as such receiver than that provided for in his salary as Superintendent.

Notice to other
banks.

On taking possession of the property and business of any such corporation, firm, or individual banker, the Superintendent shall forthwith give notice of such fact to all banks and other parties or corporations holding or in possession of any assets of such corporation or individual banker. No banks or other corporations, firms, or individuals knowing of such taking possession by the Superintendent as aforesaid, shall have a lien or charge for any payment, advance, or clearance thereafter made, or liability thereafter incurred, against any of the assets of the corporation, firm, or individual banker of whose property and business the Superintendent shall have taken possession of as aforesaid.

After the Superintendent has taken possession of a bank or business of any firm or any individual banker, the Superintendent shall permit such bank or individual banker to resume business upon their complying with the provisions of this Act, including an observance of all the requirements of law and making good all deficits in the previous observances of law.

Authority of
Superintendent.

Upon taking possession of the property and business of any bank or individual banker, the Superintendent is authorized to collect moneys due to such corporation, firm, or individual banker, and to do such other acts as are necessary to conserve its assets and business, and shall proceed to liquidate the affairs thereof as hereinafter provided. The Superintendent shall collect all debts due and claims belonging to the bank, and may sell or compound all

doubtful debts, and sell all real estate upon such terms as the said Chancery Court may direct.

If after the Superintendent has taken possession of any bank under the provisions of this Act, such bank shall fail to make good all deficits in observance of law and resume business as provided herein, the Superintendent shall have power and authority, by and with the consent of a majority of the directors (in case of a corporation) or a majority of the executive officers (in case of an individual or firm bank), to sell all the assets of such bank to any solvent existing bank at such price as the Superintendent may consider a fair and reasonable value for all such assets, allowing such purchasing bank to assume the full amount due all creditors of the liquidating bank and paying the remainder of the purchase price, if any, to such liquidating bank.

Assets—sale of.

But in all such cases the Superintendent shall require the purchasing bank to execute to him and his successors in office a bond, with one or more good and approved sureties, for the benefit of all creditors agreed to be paid by such purchasing bank. And in case the purchasing bank fails to pay any creditor the full amount of his debt, he shall have the right to bring suit in the name of the Superintendent against such purchasing bank and the sureties on its bond.

The Superintendent, upon taking possession of any bank for the purpose of liquidating the affairs thereof as above provided, shall execute and file in the office of the Treasurer of the State a good and sufficient bond, with securities, to be approved by the State Treasurer, in an amount equal to the assets of the bank, conditioned for the faithful performance of all duties incident to the liquidation of the affairs of such bank, but in no event need said bond be for a larger amount than seventy-five thousand dollars.

Special bond.

Any bank or banker may appeal from the decree of the court adjudging it insolvent or in an unsafe condition and take possession of its assets upon executing bond as provided in Section 9 hereof and executing bond for costs as now required by law.

The Superintendent may, under his hand and official seal, appoint an agent to assist him in the duty

of liquidation and distribution of the assets of any bank taken possession of by him under the provisions hereof, the certificate of appointment to be filed in the office of the Superintendent and a certified copy in the office of the Clerk and Master in the county in which the principal office of such, bank, firm, or individual banker was located, and such special agent shall receive a salary not exceeding two hundred dollars (\$200) per month for the time he is actually engaged in assisting and liquidating the affairs of the bank, which shall not exceed twenty-four months, after which time the affairs of the bank shall be transferred to the office of the Superintendent and his assistants, and no other fee or compensation shall be allowed such special agent or Superintendent.

Special agent
—salary of.

The Superintendent may authorize such agent to perform such duties connected with such liquidation and distribution as the Superintendent himself could in person do and perform. The Superintendent may employ such counsel and procure such expert assistants and advice as may be necessary to the liquidation and distribution of the assets of such corporation, firm, or individual banker, and may retain such of the officers or employees of such corporation, firm, or individual banker as he may deem necessary.

Counsel.

The Superintendent shall require from the special agent appointed by him, and from such assistants as will have charge of any of the assets of the bank, such security for the faithful discharge of their duties as he may deem proper.

Special agent—
security for.

The Superintendent shall cause notice to be given by advertisement in such newspapers as he may direct weekly, once a week for six consecutive weeks, calling on all persons who may have claims, but not including deposits shown by the books of the bank which shall prima facie be a proven claim, against the bank, against such corporation, firm, or individual banker, to present the same to the Superintendent and make legal proof thereof, at a place and within a time to be specified in the notice, not less than ninety (90) days from the day of the first publication of the notice. The Superintendent shall mail a similar notice to all persons whose names appear

Creditors—
notice to.

as creditors upon the books of the corporation, firm, or individual bankers. If the Superintendent doubts the justice and validity of any claims or deposits, he may reject the same and serve notice of such rejection upon the claimant or depositor, either by mail or personally, and an affidavit of service of such notice, which shall be prima facie evidence thereof, shall be filed in the office of the Superintendent.

An action upon a claim so rejected must be brought by the claimant within six months after such service or the same shall be barred. Claims presented and allowed after the expiration of the time fixed in the notice to the creditors shall be entitled to share in the distribution only to the extent of the assets in the hands of the Superintendent at the time such claims are filed without allowance for previous distribution. Upon taking possession of the property and assets of such corporation, firm, or individual banker, the Superintendent shall make an inventory of the assets of such corporation, firm, or individual banker in triplicate; one to be filed in the office of the Superintendent, one to be filed in the office of the Clerk and Master in the county in which the principal office of such corporation, firm, or individual banker was located (but not recorded) and one with said bank or banker.

Inventory in triplicate.

Upon the expiration of the time fixed for the presentation of claims, the Superintendent of Banks shall make in triplicate a full and complete list of the claims presented, including and specifying which claims have been rejected by him; one to be filed in the office of the Superintendent, and one in the office of the Clerk and Master of the county in which the principal office of such corporation, firm, or individual banker was located, but not to be recorded, and one with said bank or banker. Such inventory and list of claims shall be open at all reasonable times to inspection.

The compensation of the special agents of the Superintendent, counsel and other employees and assistants and all expenses of supervision and liquidation, shall be fixed by the Superintendent on notice to such corporation, firm, or individual banker, but in no event shall the compensation to any assist-

ant or other employee exceed two hundred dollars (\$200) per month for services actually rendered and, unless in case of emergency, the compensation to counsel must be fixed and approved before the services are rendered. When the compensation for the various parties aiding in the liquidation is fixed and approved, the same shall be paid out of the funds of such corporation, firm, or individual banker in the hands of the Superintendent, and shall be a prior charge and lien on the assets of such corporation, firm, or individual banker. The money collected by the Superintendent shall be from time to time deposited in one or more solvent local banks, requiring a bond from such banks to secure such deposits. At any time after the expiration of the date fixed for the presentation of claims, the Superintendent may, out of the funds remaining in his hands after the payment of expenses, declare and pay one or more dividends to creditors, and after the expiration of one year from the first publication of notice to the creditors to present claims, he may declare and pay a final dividend. Objections to any claim or deposit not rejected by the Superintendent may be made by any party interested by filing a copy of such objections with the Superintendent, who will present the same for adjudication to the court having jurisdiction before the time of the next application to declare a dividend, after due and legal notice to the claimant or depositor.

Dividends to
creditors and
depositors.

Whenever the Superintendent shall have paid to each and every depositor and creditor of such corporation, firm, or individual banker whose claim or claims as such creditor or depositor shall have been duly proven and allowed the full amount of such claims, and shall have made proper provisions for unclaimed and unpaid deposits or dividends, and shall have paid all of the expenses of liquidation, the Superintendent shall deliver the remaining assets in his hands to the firm or individual banker, or if the bank is a corporation he shall call a meeting of the stockholders of such corporation by giving notice thereof for thirty (30) days by the publication once a week for three (3) consecutive weeks in one or more newspapers published in the county where the principal office of such corporation was

Remaining
funds.

located. At such meeting the stockholders shall determine whether the Superintendent shall be continued as liquidator and shall wind up the affairs of such corporation, or whether an agent or agents shall be elected for that purpose, and in so determining said stockholders shall vote by ballot in person or by proxy, each share of stock entitling the holder to one vote, and the majority vote of the stock shall be necessary to a determination. In case it is determined to continue the liquidation under the Superintendent, he shall complete liquidation of the affairs of such corporation, and after paying the expense thereof, shall distribute the proceeds among the stockholders in proportion to the several holdings of stock in such manner and upon such notice as he may determine. In case it is determined to appoint an agent or agents to liquidate, the stockholders shall thereupon select such agent or agents by ballot, a majority of the stock present and voting in person or by proxy being necessary; and thereupon, the Superintendent shall transfer and deliver to such agent or agents all the uncollected or other assets of such corporation then remaining in his hands, and upon such transfer and delivery the Superintendent shall be discharged from any and all further liability to such corporation, firm, or individual banker, and its or his creditors, and likewise shall the sureties on his liquidation bond be discharged.

Continuance
of liquidation—when.

Such agent or agents shall convert the assets coming into his or their possession into cash and shall act for and make distribution of the property of said corporation as is herein provided in case of distribution by the Superintendent, except that the expenses thereof shall be subject to the direction and control of the corporation or banker. In case of the death, removal, or refusal to act of any such agent or agents selected by the stockholders, the stockholders, on the same notice to be given by the Superintendent upon proof of such death, removal, or refusal to act being filed with him, and by the same vote hereinbefore provided, may elect a successor who shall have the same powers and be subject to the same liabilities and duties as the agent originally elected. Dividends and unclaimed deposits remaining unpaid in the hands of the Superintendent

Assets—convert into cash.

ent for six months after the order of final distribution, shall be by him deposited in one or more banks, at interest, to the credit of the Superintendent of Banks in his name of office, in trust for the several depositors with, and creditors of, the liquidated bank or bankers from which they were received, and the Superintendent may pay over the money so held by him to the persons respectively entitled thereto upon being furnished satisfactory evidence of their right to the same. In case of doubtful or conflicting claims, he may require an order from the court having jurisdiction authorizing and directing the payment thereof. He may apply the interest earned by money so held by him toward defraying the expense in the payment and distribution of such unclaimed deposits or dividends to the depositors and creditors entitled to receive the same.

Annual report
to Governor.

The Superintendent shall file annually with the Governor of the State a report of the name of bank and bankers so taken possession of and liquidated, and the sum of unclaimed and unpaid deposits or dividends with respect to each of them respectively, together with a statement of the amount of interest earned by such unclaimed dividends, which reports the Governor must submit to the Legislature.

SEC. 11. The Superintendent of Banks shall not visit or cause to be visited by an examiner at stated times any bank for the purpose of examination, nor shall the Superintendent permit any one to know at what times he will visit or cause to be visited any bank for examination.

Information
obtained.

SEC. 12. The information which shall be obtained by the Superintendent of Banks, or any bank examiner in making an examination into the affairs of the bank, shall be for the purpose of ascertaining the true condition of the affairs of said bank, and shall not be disclosed by the party making the examination to any person, except that the examiner shall make report of the condition of the affairs of the bank ascertained from the examination to the Superintendent of Banks, and except that the Superintendent may take action as a result of said report as herein provided.

SEC. 13. It shall be unlawful for the Superintendent of Banks or any examiner to make or report any

list of names of the depositors or debtors of any bank, or to disclose to any one information as to who are the depositors or debtors or the amounts of the several deposits or debts, except as herein expressly provided.

SEC. 14. In the event the Superintendent takes charge of the business and affairs of any bank as herein authorized, or in the event a proceeding is instituted to forfeit the charter of any bank, the report of the examiner of such bank on file in the office of the Superintendent of Banks may be used in any court, either by the bank examiner or by the bank, as evidence to the extent that the same is competent as evidence, or as an aid to arriving at the true condition of the bank.

SEC. 15. All banks, persons, firms, and corporations doing a banking business in this State shall make to the Superintendent of Banks, on the call of the Superintendent for such report, two reports during each year according to the form which may be prescribed by the Superintendent; such report must be verified by the oath or affirmation of the executive officers or agents thereof, and in case of a corporation, by the president or cashier or secretary, and must be attested by the signature of at least three directors of the corporation. The Superintendent shall make one call in the first half of the year and another in the latter half of the year.

Condition—
report of.

Each of such reports shall exhibit in detail and under appropriate heads the resources and liabilities of each bank at the close of business on any past day specified by the Superintendent, which day for report shall be uniform throughout the State, and shall be transmitted by the bank to the Superintendent within five days after the receipt of a request or requisition therefor from him, and the same shall be published by the bank or private banker once in a newspaper in the city or county in which the bank is located at the expense of said bank; proof of such publication shall be furnished by the bank to the Superintendent as may be required by him, including the clipping of the report as published in the newspaper.

It shall be the duty of the Superintendent to prescribe to the bank the form for the published report

Report—pub-
lication of.

made by the bank, which form shall contain such items as is deemed necessary by the Superintendent to inform the public as to the financial condition of the bank, and such form shall be uniform throughout the State; and it shall be the duty of the Superintendent to see that each bank has published its report in accordance with the form prescribed, and if the report is not published by the bank or private banker, the Superintendent shall, at the expense of the bank, publish the report, and to check such published report, using the newspaper clipping furnished him by the bank with the sworn report of the bank filed with the Superintendent. In the event there are discrepancies in the published report of the bank and the sworn report furnished to the Superintendent if, in the opinion of the Superintendent, the discrepancies are due to clerical errors, it shall be the duty of the Superintendent to notify the bank to publish its report so as to conform with the sworn report filed with the Superintendent, and it shall be the duty of the bank to make such republication. If, in the opinion of the Superintendent, the discrepancies in the published and sworn report are not due to clerical errors, it shall be the duty of Superintendent to forthwith publish a true and correct report as shown by the sworn report filed with the Superintendent, stating in such publication that the published report of the bank did not conform to the sworn report on file with the Superintendent, and it shall be the duty of the bank to pay the cost and expense of such publication by the Superintendent.

Expense of
publication.

SEC. 16. Any bank or private banker who fails or refuses to pay the cost and expenses of the publication by the Superintendent of Banks of any report of the bank made in pursuance of the requirements of law, shall forfeit to the State one hundred dollars (\$100), which sum the Superintendent shall sue for and recover in the name of the State in any court having jurisdiction.

SEC. 17. The Superintendent of Banks may call for a special report from any particular bank whenever, in his judgment, the same is necessary or deemed necessary for the protection of the public

or for a full and complete knowledge of the condition of the bank by the Superintendent.

Special reports called for shall be made in all particulars as required by Section 15 of this Act, but a copy of said report shall not be published in a newspaper.

SEC. 18. No bank doing business in this State shall have a capital of less than seventy-five hundred dollars (\$7,500) actually paid in and employed in the business in towns or villages of less than fifteen hundred (1,500) inhabitants; and not less than ten thousand dollars (\$10,000) in villages or towns of fifteen hundred (1,500) or more and less than five thousand (5,000) inhabitants; and not less than twelve thousand dollars (\$12,000) in cities or towns of five thousand (5,000) or more and less than twenty thousand (20,000) inhabitants; and not less than twenty-five thousand dollars (\$25,000) in cities and towns of twenty thousand (20,000) or more and less than forty thousand (40,000) inhabitants; and not less than thirty-five thousand dollars (\$35,000) in cities of forty thousand (40,000) or more and less than one hundred thousand (100,000) inhabitants; and not less than fifty thousand dollars (\$50,000) in cities of one hundred thousand inhabitants or more according to the Federal census of 1910 or any subsequent Federal census; *provided, however*, that existing banks and bankers may continue business upon their present capital, but shall devote their future earnings to increasing the capital stock to conform to amounts above specified, except they may pay annual dividends of six per cent on capital stock.

Capital stock—
amount of.

SEC. 19. No bank, firm, person, or corporation doing a banking business shall reduce, or be allowed to reduce the cash of the bank on hand below ten per cent (10%) of demand deposits; *provided*, that said reserve may consist of the balance due by banks and bankers to said bank when payable on demand.

Cash reduction
—limit of.

Whenever the money reserve shall fall below the amount above required, such bank shall not increase its liabilities by making any new loans or discounts, otherwise than by discounting or purchasing bills of exchange payable at sight, nor make any dividends of its profits until the required reserve has been restored.

The Superintendent of Banks shall require any bank or banker whose money reserve shall fall below the amount required by this Act to restore and make good the same within thirty (30) days after such notice by the Superintendent, and upon failure so to do, the Superintendent may take charge of any such bank or banker and proceed as provided in the ninth section of this Act.

Borrowers—of-
ficers, agents
or employees
barred.

SEC. 20. No bank, person, firm, or corporation doing a banking business shall lend money to any salaried officer or agent or employee of the bank, nor to any firm or corporation in which such salaried officer, agent, or employee of the bank owns an interest, without the loan being submitted to, and approved by, the board of directors of the bank, where the bank is a corporation, and by all of the officers of the bank, where the bank is not a corporation; *provided, however*, if the board of directors of a corporation has delegated the power to pass on loans to an executive or financial committee, the approval of such loans by such committees may be made in lieu of the approval by the board of directors.

Borrower lim-
ited to 15% of
capital stock.

SEC. 21. No bank, person, firm, or corporation doing a banking business shall be allowed to lend any one person, firm, or corporation (including in loans to a firm loans to several members thereof) more than fifteen per cent (15%) of its capital, surplus, and undivided profits; *provided, however*, a loan in excess of fifteen per cent (15%) of capital, surplus, and undivided profits may be made if the loan be approved by a majority of the executive or financial committee, in case of an incorporated bank, or by all its officers, if not an incorporated bank.

No bank, person, firm, or corporation doing a banking business shall make any loan or discount on the security of the shares of its own capital stock, nor be the purchaser or holder of any such shares, unless such security or purchase shall be necessary to prevent loss upon a debt previously contracted in good faith, and stock so purchased or acquired shall, within six (6) months from the time of its purchase, be sold or disposed of at public or private sale.

SEC. 22. Whenever, by reason of losses, a bank's capital is impaired to any extent, such losses shall be charged in the books of the bank as losses so that

the books of the bank will show the true condition thereof and the fact that the capital is impaired and the extent of such impairment. If said impairment of the capital stock is not restored within ninety days after the written notice by the Superintendent so to do, then said Superintendent shall require such bank or banker to reduce the capital stock; and in case of the failure of such bank or banker to make such reduction, the Superintendent will publish the fact and extent of such impairment in some newspaper published in the county where such bank is located.

Stock—impairment of.

SEC. 23. No bank incorporated under the laws of this State shall have authority or power to increase or decrease its capital stock, or consolidate or merge with any other bank, except in pursuance of the provisions of this Act; and before such increase or decrease of the capital stock of any bank, or before the consolidation or merger of any bank into another bank, a written application must be filed by the bank desiring to increase or decrease its capital stock, or consolidate or merge with another bank, with the Superintendent of Banks stating the facts in regard thereto; and before such increase or decrease of the capital stock or merger or consolidation becomes effective, the Superintendent of Banks must examine into the proceedings to increase or decrease the capital stock, or the consolidation or merger, and must issue his certificate in triplicate certifying that the increase or decrease of the capital stock, or consolidation or merger, has been in pursuance of the requirements of law; one of the triplicates of which certificates must be kept on file in the office of the Superintendent, one must be filed for record at the expense of the bank in the office of the Register of Deeds of the county in which is located the principal place of business of the bank, and one filed with said bank or banker. The Superintendent of Banks shall issue his certificate, if the requirements of the law have been complied with, for such increase or decrease of the capital stock, or for such consolidation or merger, but shall refuse to issue his certificate unless the requirements of the law have been complied with; *provided, however*, that the capital stock of no bank shall be decreased be-

Increase, decrease, consolidation, or merger.

low the minimum amount required by law for the incorporation of banks in this State. Any amendment to the charter of an incorporated bank increasing or decreasing its capital stock or otherwise, must be recorded in the office of the Secretary of State and a certificate procured as now provided by law for amendments to charters of incorporation. Pursuant to the provisions of this Act, banks may reduce their capital stock by majority vote of the stockholders.

Requirements
before com-
mencing
business.

SEC. 24. Before any corporation, firm, or individual shall open or commence the transaction of business as a bank in this State after the passage of this Act, it shall first submit its affairs to an examination by the Superintendent of Banks, who shall ascertain whether the provisions of the law regulating the incorporation of banking corporations have been complied with and whether the full amount of the capital stock with which it proposes to commence doing business has been paid in. If he shall find these things to have been properly done, he shall then issue a certificate to the said corporation, firm, or individual banker, authorizing them to operate and carry on a business of banking.

SEC. 25. If the Superintendent of Banks refuses to issue his permit for any bank to commence business upon the ground that the requisite capital has not been subscribed and paid, any stockholder or individual, by appropriate proceedings, may institute suit for mandamus; and when it is proven to the satisfaction of the court that the requisite capital has been paid in, an order, judgment, or decree may be rendered directing the Superintendent to issue his permit for such bank to commence business, and thereupon the Superintendent shall issue his permit, stating in such permit that it is issued by order of the court.

SEC. 26. It shall be the duty of the Superintendent of Banks to make, from the reports to him during the year, an annual report to the Governor in regard to the Banking Department of the State, and the Superintendent shall keep on file in his office a duplicate of each report made to the Governor, which shall be subject to the inspection of the public.

The annual report of the Superintendent of Banks

may be published on the order of the Governor if he deems the report to be of sufficient importance to the public.

SEC. 27. The Superintendent of Banks shall be liable on his official bond to any person or corporation injured on account of the failure of the Superintendent, or any examiner appointed by the Superintendent, faithfully to discharge the duties of his office. Suit may be brought in any court of competent jurisdiction in the name of the State for the use of the injured party.

The Superintendent of Banks may, at the time when he appoints an examiner, or at any other time, require such examiner to give to him, the Superintendent, bond to indemnify the Superintendent against all loss which the Superintendent may sustain by reason of the examiner failing faithfully to discharge his duty. Examiner—
bond of.

SEC. 28. Any examiner or Superintendent of Banks who shall, previous to the visitation of a bank examination, give notice or information, directly or indirectly, to any officer or representative or agent of a bank as to the time when the bank will be visited for examination, shall be guilty of a misdemeanor, and on conviction shall be fined not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000) and removed from office. Examination
—informa-
tion of.

SEC. 29. Any bank examiner or Superintendent of Banks who shall knowingly and wilfully disclose the condition and affairs of any bank ascertained by an examination as examiner of such bank, or who shall knowingly and wilfully, except to the extent as authorized by this Act, report or give information as to who are depositors or debtors of a bank where such information is obtained as examiner of such bank, shall be guilty of a misdemeanor, and upon conviction must be fined not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000) and removed from office; and the fact of such disclosure shall be prima facie evidence that the information was obtained by virtue of his office. Information—
misdemean-
or to give in
certain cases.

SEC. 30. Any bank examiner or Superintendent of Banks who shall make report on oath as to the result of any examination made by him which is knowingly and wilfully false, shall be guilty of a

felony, and upon conviction shall be sentenced to the penitentiary for not less than one nor more than five years.

Permit—fine
for failure to
obtain.

SEC. 31. Any person who shall hereafter transact any business as an officer or agent of any bank hereafter incorporated, or of any firm or individual banker hereafter commencing business, before such bank, firm, or individual banker is authorized to transact business as a bank by the permit of the Superintendent of Banks, shall be guilty of a misdemeanor, and upon conviction shall be fined not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000).

False report of
condition.

SEC. 32. Any person who knowingly and wilfully verifies by oath or affirmation any false report of the condition of a bank made to the Superintendent of Banks on call of the Superintendent for such report, which shall make it appear that said bank is in better condition than it really is, shall be guilty of a felony, and upon conviction shall be sentenced to the penitentiary for not less than one nor more than five years.

SEC. 33. Any person who wilfully and corruptly swears or affirms falsely when being examined under oath by any bank examiner or the Superintendent of Banks in regard to any material matter or thing, shall be guilty of a felony, and upon conviction shall be sentenced to the penitentiary for not less than one nor more than five years.

Deposits re-
ceived under
certain con-
ditions.

SEC. 34. Any individual banker, officer, agent, or teller, or clerk of any incorporated bank or firm or individual banker who shall receive any deposit for a bank knowing or having good reason to believe at the time that such deposit is received that such bank, firm, or individual banker is insolvent or in a failing condition, is guilty of a misdemeanor if the amount or value of such deposit be less than twenty-five dollars (\$25), and on conviction must be imprisoned in the county jail for not more than twelve (12) months and also fined not more than five hundred dollars, at the discretion of the jury; if the amount or value of such deposit be twenty-five dollars or over, such person is guilty of a felony, and on conviction must be imprisoned in the penitentiary for not less than one nor more than five years.

SEC. 35. Any director of an incorporated bank who concurs in any vote or act of the directors of such bank by which it is intended: (1) To make a dividend except from the surplus profits arising from the business of the bank; or (2) to divide, withdraw, or in any manner pay to the stockholder or any of them any part of the capital stock of the bank, or to reduce such capital stock except in pursuance of law; or (3) to discount or receive any note or other evidence of debt in payment of capital stock required to be paid or with intention to provide the means of making such payment; or (4) to receive or discount any note or other evidence of debt with the intent to enable any stockholder to withdraw any part of the money paid in by him on his stock; or (5) to apply any portion of the funds of such corporation except as allowed by law, directly or indirectly, to the purchase of shares of its own stock, is guilty of a misdemeanor, and on conviction must be imprisoned in the county jail not more than twelve (12) months and also be fined not more than five hundred dollars (\$500), at the discretion of the jury.

Dividends—
when illegal
to vote.

Penalty.

SEC. 36. Any officer or director of an incorporated bank who knowingly and wilfully issues, participates in issuing, or concurs in a vote to issue, any increase of its capital stock beyond the amount of the capital stock thereof duly authorized by, or in pursuance of, law, or who knowing and wilfully sells or agrees to sell, or is interested directly or indirectly in the sale of, any such shares of stock of such bank, or in any agreement to sell the same, is guilty of a misdemeanor, and on conviction must be imprisoned in the county jail for not more than twelve (12) months and also be fined not more than five hundred dollars (\$500), at the discretion of the jury.

Stock issued
in excess.

SEC. 37. Any officer or employee of an incorporated bank who intentionally conceals from the directors of such corporation or committee of such corporation, where the directors have delegated authority to a committee to pass on loans and discounts, any discount or loan made for and in behalf of the corporation between the regular meetings of its board of directors or committee, or the purchase of any security or the sale of any of its securities during the same period, is guilty of a misdemeanor, and

Loans—con-
cealment of.

on conviction must be imprisoned in the county jail for not more than twelve (12) months and also fined not more than five hundred dollars, at the discretion of the jury.

Overdrafts.

SEC. 38. Any individual banker, or officer, or employee of an incorporated bank, or of a firm or individual banker who wilfully and knowingly and without authority from the board of directors or governing body of such bank or two or more of the active managing officers of such bank, overdraws his account with such bank and thereby obtains money or funds of any such bank, or asks, or receives, or consents, or agrees to receive, any commission, emoluments, gratuity, or reward, or any promise of any commission, emolument, or reward, property, or thing of value or of personal advantage in procuring or endeavoring to procure for any person, firm, or corporation any loan from, or the purchase or discount of, any paper, note, draft, check, or bill of exchange by any such bank, is guilty of a misdemeanor, and on conviction must be imprisoned in the county jail for not more than twelve (12) months and also be fined not more than five hundred dollars (\$500), at the discretion of the jury.

Loan to Superintendent or Examiner.

SEC. 39. It shall be unlawful for the Superintendent of Banks, or any examiner appointed by him, to make application to any bank subject to his examination or control under the provisions of this Act for any loan, or discount of commercial paper belonging to him, or for any other person, firm, or corporation, or to receive any gift, gratuity, or salary, or to receive any commissions or fees for the doing or not doing of anything connected with the management and control or regulation of any bank, firm, or corporation examined or controlled by him under the provisions of this Act. The violation of the above provisions of this section shall be a misdemeanor, and on conviction thereof the State Superintendent, or any examiner, shall be fined not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000) and imprisonment in the county jail for not more than one year, at the discretion of the jury trying the case, and such persons shall be removed from office.

SEC. 40. Any individual banker, or director, or of-

ficer, or employee of any incorporated bank or firm or individual banker who (1) knowingly receives or possesses himself of any of its property otherwise than in payment for a just demand, or with intent to defraud, and omits to make, or causes the omission of, a full and true entry thereof in its books and accounts; or (2) concurs in omitting to make any material entry in its books or accounts, or (3) knowingly by letter head, newspaper advertisement, or otherwise, represents its capital stock to be in excess of the actual capital paid in, or knowingly concurs in making or publishing any written report, exhibit, or statement of its affairs or pecuniary conditions, making any material statement which is false and by which the bank is made to appear in better condition than it really is, or knowingly omits or concurs in omitting any statement required by law to be contained therein; or (4) refuses or neglects to make any report or statement required by law, is guilty of a misdemeanor, and on conviction may be imprisoned in the county jail for not more than twelve (12) months and also be fined not more than five hundred dollars (\$500), at the discretion of the jury.

False entry.

SEC. 41. It shall be the duty of the Superintendent of Banks to submit to the District Attorneys-General for the respective counties of the State any criminal violation of the banking laws known by him to have occurred in such county.

Criminal violation—report of.

SEC. 42. The provisions of this Act shall apply to all persons and corporations carrying on a banking business in this State, except that the provisions of this Act shall not apply to national banks.

SEC. 43. The Superintendent of Banks, in the name of the State, is authorized to institute a quo warranto, or other appropriate proceedings, to vacate and annul the charter of any bank where the bank has been done or permitted such act or acts as under the law authorized a vacation of its charter, and no suit shall be instituted by any person to vacate the charter of any bank except by the Superintendent of Banks.

No suit for the liquidation of a bank, or for a receiver of a bank, shall be instituted by any person except by and through the Superintendent of Banks

in the name of the State, except as herein otherwise provided.

Report of individuals to Superintendent.

Any person shall have the right to submit to the Superintendent any fact which, under the law, would authorize the vacation of the charter of the bank, and any fact which under the law would authorize a receivership of, or liquidation of, the bank; and on any such submission, it shall be the duty of the Superintendent of Banks to investigate and if, on such investigation, he ascertains that the facts are such as justifies action for a vacation of the charter, or for the liquidation of the bank, or for a receivership, it shall be the duty of the Superintendent to take action in the premises; but nothing in this Act shall prevent any interested stockholder or creditor from instituting proceedings for the protection of his interests if, after having made demand upon the Superintendent of Banks, the said Superintendent shall fail or refuse to take such action as requested by the said stockholder or creditor.

District Attorney-General to represent Superintendent.

The District Attorneys-General in each county in the State, when requested by the Superintendent of Banks, shall, as a part of their official duty and without compensation, represent the Superintendent of Banks in any suit that the Superintendent may desire to bring, or that may be brought against the Superintendent, under the provisions of this Act in their respective circuits or counties; and the Attorney-General for the State shall advise the Superintendent of Banks on any question of law submitted to him by the Superintendent respecting his authority and duties under the law.

SEC. 44. The term or word "bank," or "banks," or "banker" as used in this Act wherever it may occur in any part thereof, shall signify, mean, cover, and include every trust company, loan company, mortgage security company, safe-deposit company receiving money on deposit, and every individual, firm, or corporation, association, or company doing a banking, loan, or discount business and receiving money on deposit and performing functions of a bank.

SEC. 45. All laws in conflict with the provisions of this Act are hereby repealed.

SEC. 46. This Act shall go into effect January 1, 1914.

SEC. 47. It is hereby declared to be the legislative intent that if the courts shall declare any part, provision, or section of this Act to be unconstitutional, said unconstitutionality shall not effect or destroy any other part or provisions or section of this Act.

Passed February 14, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 20, 1913.

BEN W. HOOPER,
Governor.

ERRATA.

ERRATA.

Chapter 12, Senate Bill No. 53, by Mr. White, page 184, should follow Chapter 11, on page 26.

Chapter 20, Senate Bill No. 174, by Messrs. Fisher and Welch, page 192, should follow Chapter 19, on page 45.

HOUSE RESOLUTIONS.

HOUSE RESOLUTIONS.

HOUSE RESOLUTION No. 1.

(By Mr. McWhorter.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of the State of Tennessee, That the Speaker of this House be, and hereby is, authorized and empowered to appoint and select the following officials and employees for the service of this body, who shall discharge, under the direction of the Speaker, the duties of their respective offices and employments:

1. A Chaplain to serve the first half of session.
2. A Chaplain to serve second half of session.
3. A Sergeant-at-Arms.
4. Two Assistant Sergeants-at-Arms, or such number as may be necessary to carry on business of the House.
5. One Journal Clerk, and such Assistants Journal Clerks as may be necessary to carry on the work of the House.
6. Such Assistant Engrossing Clerks as shall be necessary to carry on the work of House.
7. A Doorkeeper.
8. Such porters as shall be necessary for the service of the members.

Be it further resolved, That the compensation of said employees shall be the same as those paid at the last General Assembly of the State of Tennessee until said rates of compensation shall be changed or altered by proper resolution.

Adopted January 7, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 2.

(By Mr. McWhorter.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of the State of Tennessee, That the Speaker of this House be, and hereby is, authorized and empowered to appoint at once a Committee on Rules to consist of seven members, who shall report back to this body suitable rules for its government and guidance in the transaction of its business.

Adopted January 7, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 3.

(By Mr. Miller, of Marshall.)

• WHEREAS, the Hon. Fred T. Wilson, retiring Chief Clerk of the House, has served his State faithfully and honorably during the past twelve years in the capacity, first as Assistant Sergeant-at-Arms, then as Assistant Clerk, and later as Chief Clerk of the House, and is now located temporarily, we trust, in a distant State;

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly, That we commend the said Fred T. Wilson as a young man of lofty character, excellent ability, and charming personality, who carries with him wherever he goes the hearty friendship and good will of a host of Tennessee friends who will be interested in his success and follow his career with an affectionate interest at all times.

Be it further resolved, That this resolution be spread upon the Journal of the House, and a copy furnished the said Fred T. Wilson.

Adopted January 7, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 4.

(By Mr. Miller, of Marshall.)

WHEREAS, the noted lecturer, Eli Haggard, has agreed to deliver his famous lecture, "The Country Boy," before the House of Representatives; therefore,

Be it resolved, That this House extend to him an invitation to deliver said lecture to-morrow, January 8, at 11 o'clock.

Adopted January 7, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 5.

(By Mr. Bryant.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of Tennessee, That the Governor of Tennessee be requested, and that he is hereby requested, to set forth in an early message to the General Assembly what legislation he desires and deems necessary to insure the enforcement of the prohibition laws now upon the statute books of the State.

Adopted January 7, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 6.

(By Mr. Miller, of Marshall.)

WHEREAS, it has pleased our heavenly Father to remove from the walks of life one of the most beloved and honored members of the Fifty-Seventh General Assembly, the Hon. Jesse C. Groner, of Knox County; and

WHEREAS, he was regarded by every member of

that body as being just, honorable, and fair in all of his relations with the members of that body;

Resolved, That we, the members of the Fifty-Eighth General Assembly, and especially those who served with him and loved him, feel honored in paying him this tribute of respect; therefore

Be it further resolved, That the members of this General Assembly adopt these resolutions by a rising vote, and request that a copy of same be furnished the family of the deceased, and also the press of Knoxville.

Adopted, January 9, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION, No. 8.

(By Mr. Albright.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of the State of Tennessee, That the Clerks of the House be authorized to prepare a roster of the House, the expense of which is to be included in the general appropriation bill.

Adopted January 9, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 9.

(By Mr. McWhorter.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of the State of Tennessee, That the Speaker of the House is hereby authorized to appoint a committee of three to pur-

chase for the use of preserving bills and records of the House a safe similar in construction and value to the one in the Senate. Authority is also given to trade in exchange for same at best price possible any unused second-hand safe now the property of the State. The cost of the above to be included in the general appropriation bill.

Adopted January 9, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 10.

(By Mr. Miller, of Marshall.)

Since a number of employees of the Fifty-Seventh General Assembly, and of this General Assembly, have claims against the State for services rendered, and since these claims should receive careful scrutiny at the hands of the Finance, Ways, and Means Committee, and since it would be to the greatest interest both of the claimants and of the State that all claims be presented in one resolution; therefore

Be it resolved, That any person having claims for services rendered in the House of Representatives of the Fifty-Seventh General Assembly remaining unpaid, and any having claims for services rendered in the House of Representatives of the Fifty-Eighth General Assembly previous to the appointment of all employees by the Speaker, be directed to appear before the Finance, Ways, and Means Committee, either in person or through their representative, and prosecute said claims within thirty days from this date.

Be it further resolved, That said Finance, Ways, and Means Committee be instructed to present a resolution to this House including all unpaid claims which in their judgment they consider just and proper.

Adopted January 10, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 11.

(By Mr. Abernathy.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly, That Fred T. Wilson, Clerk of the House of Representatives of the Fifty-Seventh General Assembly, be, and is hereby, appropriated the sum of one hundred dollars, being expenses incurred by him in attending the opening of this House.

Be it further resolved, That the Treasurer of the State pay said Fred T. Wilson said sum of one hundred dollars, and that same shall be included in the appropriation bill.

Adopted January 28, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 13.

(By Mr. Cochran.)

WHEREAS, the Hon. E. B. Wilson, former Speaker of the House, now resident of New York is with us;

Be it resolved by the House of Representatives, That Mr. Wilson be given the privilege of the floor and invited to address this body immediately upon the adoption of this resolution.

Adopted January 21, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 15.

(By Mr. Stone, of Lincoln.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly, That the following amounts be allowed for services preparatory to the organization of the House as follows:

To W. B. Whitaker, Sergeant-at-Arms, at \$4 per diem, 3 days.....	\$12 00
To L. J. Farris, Assistant Sergeant-at-Arms, at \$4 per diem, 4 days.....	16 00
To Sam Cunningham, porter, at \$3.50 per diem, 6 days.....	21 00
To Henry Edmonds, porter, at \$3.50 per diem, 6 days	21 00
To Ed Buford, porter, at \$3.50 per diem, 4 days	14 00
To Theo. Garret, porter, \$3.50 per diem, 5 days	17 50
To Scipio Whitlow, porter, at \$3.50 per diem, 5 days	17 50

Be it further resolved, That the Treasurer be authorized to pay same out of funds on hand not otherwise appropriated.

Adopted January 28, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 16.

(By Mr. Thompson.)

WHEREAS, it appearing that during the Fifty-Seventh (57th) General Assembly Mrs. Beulah Harris was employed by the Good Roads Committee as stenographer, and by oversight the committee failed to include her account of forty-two dollars and thirty cents (\$42.30) in the general appropriation bill; therefore

Be it resolved, That the Treasurer, and he is here-

by directed to pay the said Mrs. Beulah Harris the sum of forty two dollars and thirty cents (\$42.30), and the same shall be included in the general appropriation bill.

Adopted April 4, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 17.

(By Mr. Raulston.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly, That the thanks of this House be extended to the Hon. Lon P. McFarland for the apples on the desks of the members this morning.

Adopted January 29, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 18.

(By Mr. Koffman.)

Be it resolved by the House of Representatives, That we most heartily commend the action of President-elect Woodrow Wilson in his determination to dispense with the inaugural ball.

Be it further resolved, That a copy of this resolution be spread on the minutes and become a part of the Journal, and a copy furnished President-elect Wilson.

Adopted January 29, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 19.

(By Mr. McCormick.)

Be it resolved, That the Hon. William Jennings Bryan, in view of the fact that he will spend a few days in Memphis during the month of February, be invited to address this body about that time.

Adopted January 29, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 21.

(By Mr. Raulston.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly, That in the case of each local bill offered for passage, the population of the counties to which it may apply be noted on the back of said bill, so as to be easily read by the Clerk before the bill is put on its final passage, and that it be so read by the Clerk.

Adopted February 4, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 22.

(By Mr. Emmons.)

WHEREAS, God, in his infinite wisdom, has wafted the spirit of Senator Clement's wife from this earth of sorrow and tears to realms unknown;

Be it resolved by the House of the Fifty-Eighth General Assembly, That we extend to Senator Clem-

ent and family our deepest sympathies and consolation in this hour of greatest sorrows;

Second, that a copy of this resolution be spread upon the minutes of the Journal, and a copy sent to Senator Clement;

Third, that this House adjourn at 10:15 A. M. and go as a body to the funeral of Mrs. Clement on the special train for that purpose.

Adopted February 7, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 23.

(By Mr. Miller, of Marshall.)

WHEREAS, it is given to few men to reach the century mark; and

WHEREAS, Col. Robert Orr, of Belfast, Marshall County, to-day attains this distinction, this, February 11, 1913, being his one hundredth birthday; therefore

Be it resolved by the House of Representatives, That we, as a body, extend to him our warmest congratulations upon reaching the one-hundred-year mark, and trust that he may yet live to enjoy many more birthdays.

Be it further resolved, That we congratulate Marshall County upon being able to boast of such a remarkable distinction.

Adopted February 11, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 24.

(By Mr. Emmons.)

Be it resolved by the House of the Fifty-Eighth General Assembly of Tennessee, First, That we thank the management of the Hume-Fogg High School for their invitation to visit that institution, for which the city of Nashville and the State of Tennessee has a right to be proud; and that we thank the faculty for their kind and courteous treatment, and more especially the young ladies for their magnificent dinner and their efficient serving of the same; and that we commend the work of the several departments of this institution to the city of Nashville, the State of Tennessee, the United States, and the world.

Second, *Be it further resolved*, That we extend to these young ladies a special invitation to attend the regular session of this House, and that special privilege be given them to the floor of this House, so far as it is possible and convenient.

Third, *Be it further resolved*, That a copy of this resolution be spread upon the minutes, and a copy sent to the institution and as many of the Nashville papers as desire it.

Adopted February 14, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 25.

(By Mr. Royston.)

Be it resolved by the House of Representatives, That Hon. John I. Cox be appointed to assist Governor Hooper in whipping the Republican members in line on the anti-pass bill, according to his own suggestion to the Governor.

Adopted February 14, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 26.

(By Messrs. Dannel and Testerman.)

The sad information has just reached us of the death of J. E. Hughes, of Greeneville, Tenn., a brother of our fellow-member, Dr. T. B. Hughes; therefore

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly, That we extend to the bereaved family and to our fellow-member our condolence.

Resolved, further, That a copy of this resolution be transmitted to the family of the deceased.

Adopted February 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 30.

(By Mr. Bejach.)

WHEREAS, Mitchell Holbrook has served as a porter for the entire Fifty-Eighth General Assembly and for the Clerks of the General Assembly, and has handled all the stationery and kept the stock rooms of the said session from the sixth day of January, 1913, through the sixth day of February, 1913; therefore

Be it resolved, That he receive thirty days' salary at \$2.50 per day, and the same be included in the general appropriation bill.

Adopted February 21, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 31.

(By Mr. O'Brien.)

WHEREAS, in the organization of the Fifty-Eighth General Assembly of Tennessee Mr. J. W. Hopkins served for two days as doorkeeper of the House; and

WHEREAS, no provision has been made for the remuneration of Mr. Hopkins for such service; therefore

Be it resolved, That the Treasurer be, and is, hereby directed to pay the said Mr. J. W. Hopkins from any funds not otherwise appropriated the sum of eight dollars (\$8) for services rendered as doorkeeper of the House, said amount to be included in the general appropriation bill.

Adopted April 8, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 34.

(By Mr. Cresswell.)

WHEREAS, it has been decreed by divine authority that it is not good for man to live alone; and

WHEREAS, our good friend and fellow-member, the Hon. Frank L. West, has seen fit to obey this divine injunction and take unto himself as a life companion one of the most beautiful and accomplished young women of Knoxville (Miss Minnie Hodges); therefore

Be it resolved by the members of the Fifty-Eighth General Assembly of the State of Tennessee, That we extend to our fellow-member our most hearty congratulations, and wish for him and his good wife all the pleasure and happiness to which they are so justly entitled.

Adopted March 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 36.

(By Mr. Spears.)

WHEREAS, during the recess death has claimed a former member of this body, Hon. R. H. Ragsdale, of Giles County; therefore

Be it resolved, That it is with profound sorrow and deep regret that we are called upon to record the death of our esteemed friend who so ably represented Giles County in the Fifty-Seventh General Assembly.

Be it further resolved, That as a mark of respect to his memory, we do hereby pay tribute to high character and distinguished public service in every relation of life.

Be it further resolved, That upon the adoption of these resolutions they be spread upon the journal, and a copy be furnished to his family.

Adopted March 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 38.

(By Mr. McCormick.)

Be it resolved by the House of Representatives of the State of Tennessee, That

WHEREAS, it has been openly stated by various persons to members of this body that the Republican machine in this State, of which the nominal head at least is the present Governor (although Maj. E. B. Stalman has stated he controlled him), has by coercion, veiled threats, and demands, which the men approached were unable to refuse, collected and back assessed from the poorly paid penitentiary guards part of their meager pay as contributions to the Republican campaign fund; and

WHEREAS, such collection of money from State employees in such manner is a disgraceful and in-

defensible practice, and the shame of such a charge should be wiped from the escutcheon of the State if possible; now, therefore,

Be it resolved, That the Speaker of this House be authorized to appoint a committee of five members to investigate the said charges and ascertain their truth or falsity.

Be it further resolved, That the said committee shall have full power to summon and examine witnesses, and do all things necessary to investigate this matter to the fullest extent, and with all power which this body can confer upon said committee.

Be it further resolved, That this committee shall be immediately appointed and instructed to report back to this House at the earliest possible moment consistent with the discharge of their duties.

Adopted March 26, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 39.

(By Mr. Miller, of Marshall.)

Be it resolved by the House of Representatives, That Hon. John Drane be congratulated for the young Democrat that on last night joined the "Great Unterrified" of Tennessee, and that a copy of this resolution be sent to the happy father and mother.

Adopted March 24, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 40.

(By Messrs. Murphy, Hill, and O'Brien.)

WHEREAS, the International Typographical Union and the United Garment Workers of America, industrial organizations engaged in the uplift of humanity and the betterment of laboring classes, meet

in Nashville in 1913 and 1914, also the Southern Labor Congress, which meets in September, 1913, respectively; therefore

Be it resolved, That the Hall of the House of Representatives be tendered these organizations as a meeting place, and that the Superintendent of the Capitol be requested to prepare the hall for the reception of these organizations on the respective dates of their meeting.

Adopted April 4, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 41.

(By Mr. McFarland.)

Be it resolved by the House of Representatives of the State of Tennessee, That

WHEREAS, the revelations heretofore made before the committee of the House appointed by virtue of House Resolution No. 38, indicate that conditions exist in the State penitentiary and in the management thereof that should be made known to the general public and speedily corrected in the interest of humanity; and

WHEREAS, in order that there may be no doubt as to the powers and duties conferred upon the committee hereinbefore referred to; now, therefore,

Be it resolved, That the committee appointed under and by virtue of House Resolution No. 38 be authorized to investigate the government and management of said penitentiary, including the treatment of the prisoners therein, their food, and any other matters that may pertain by a most liberal construction to the proper government of said institution.

Be it further resolved, That said committee be authorized to investigate the assessments made by the Republican machine in Tennessee upon any and all employees connected with said State penitentiary, and likewise upon any other officer or employee con-

nected with any of the departments or public institutions of the State.

Be it further resolved, That said committee is directed to conduct said investigation or investigations as speedily as possible, and report back with all dispatch their conclusions in the premises.

Adopted April 1, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 44.

(By Mr. Cox.)

DECLARATORY OF THE POWERS OF THE HOUSE.

Be it resolved by the House of Representatives of the State of Tennessee, That

WHEREAS, messages which the Governor of this State has recently transmitted to this House are not only wanting in that respect and consideration justly due from the Chief Executive to the House, but assume to assert powers the Governor cannot enjoy, and to question and deny powers which the House does and must possess, thus making it necessary for us at this time to respectfully but firmly make a declaration of principles deemed essential to the integrity and independence of the House; now it is declared that

1. As a branch of the Legislature of Tennessee, subject alone to the express limitations of the Constitution of the State and the Constitution of the United States, this House has, is possessed of, and can lawfully exercise, all powers necessary for a branch of the Legislature of a free State; and that

2. The powers properly belonging to this House as a branch of the Legislature, cannot be exercised by the Governor of Tennessee unless expressly authorized so to do by the Constitution of the State; and that

3. This house is, and in the nature of government

must be, the sole and exclusive judge as to its membership, organization, and daily sessions; and that

4. Whenever this House, at the beginning of a session, has organized and has been duly recognized by the Senate and the Governor, and has entered upon the discharge of its legislative duties, it is, and must be, the sole final and exclusive judge when bills, resolutions, and other matters of legislative concern are for its consideration, whether the House is in session and whether it can or cannot then rightfully and validly consider the same; and the decision of the majority of the members to which the House is then entitled is conclusive and unimpeachable; and the records of its journal, duly made up under and by its direction, are, and must be, conclusive upon all persons and all department of the government of this State; and that

5. While recognizing the right of the Governor, when he disapproves of any measure which originated in this House and has duly reached him for consideration, to state the grounds of his objection in a message, this House owes it to itself not to receive and enter the same on its Journal when its terms are plainly disrespectful, insulting, and discourteous; but that

6. Whenever any veto or other message, being respectful in its nature and terms, assumes to challenge the regularity of the sessions of this House, or its decision as to questions of rules, procedure, or presence of members, or the validity of the action of this House on any ground whatsoever, this House, in receiving and spreading the same upon its Journal, understands itself as merely doing that which it is proper to do to preserve the records, and not in any wise as admitting any charge or fact therein stated as made to be true in fact, or as recognizing the right of the Governor to question in any manner the proceedings or decisions of this House as to its meetings, membership, organization, and attendance; and that

7. Although this House as a rule will receive and enter on its Journals veto messages respectful in terms, whatever may be the ground of objection stated, nevertheless, whenever it appears that the

object is not so much to state grounds of objections sincerely entertained as it is to endeavor to place upon the Journals statements of alleged facts inconsistent with decisions, action, or procedure of the House for the mere purpose of making a record to later assail the proceedings of this House, it is the right and duty of the House not to enter the same on the Journal hereof; and that

8. This House declares the doctrine now asserted by some that a minority of the members of this House have, and ought to have, the right and power by any sort of physical act, whether it be violence in the presence of the House, or by fleeing beyond the limits and jurisdiction of the State, to defeat and obstruct the proceedings of this House on any ground or pretense whatsoever, to be lawless and revolutionary.

Adopted April 29. 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 45.

(By Mr. Gilbert.)

It having come to the knowledge of the members of the Fifty-Eighth General Assembly that Col. Geo. C. Taylor, the Private Secretary of Gov. B. W. Hooper, has resigned his position to return to the practice of law, his chosen profession; and

WHEREAS, Col. Taylor has come in and out before the members of this House in season and out, always conducting himself in an agreeable and affable manner, thereby making friends in all political factions; and

WHEREAS, his friends will miss him and regret to see him leave the work for which he is so well adapted and the office which he has filled so acceptably since the first inauguration of Governor Hooper; therefore

Be it resolved by the Fifty-Eighth General Assembly in session assembled, That official recognition is

hereby taken of Col. Taylor's resignation and early departure, and that the best wishes of the entire body are hereby extended to him in the practice of his chosen profession.

Be it further resolved, That a copy of this resolution be presented to Col. Taylor, and that a copy be furnished the local press.

Adopted April 14, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 46.

(By Mr. Acree.)

WHEREAS, That grim reaper, Death, has taken from the walks of men a former member of the Tennessee General Assembly, the Hon. W. T. Thomas, of Stewart County, who represented his county so ably in the Fifty-Fifth General Assembly of the State; therefore

Be it resolved, That it is with profound and deep regret that we are called upon to record the death of this estimable and honorable gentleman who so ably represented his district in the State Senate.

Be it further resolved, That as a mark of respect to his memory that we do pay tribute to his high character and distinguished public service, to his unswerving courage and devotion to duty in all relation of life.

Be it further resolved, That upon the adoption of these resolutions they be spread upon the Journal and a copy be furnished his family.

Adopted April 15, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 47.

(By Mr. Boyer.)

Be it resolved, That in the death of A. L. Mims, the distinguished educator, lecturer, and veteran of the Civil War, a man of irreproachable character and twice a candidate for Governor upon the Populist ticket, died Sunday morning at 8:42 o'clock in his eightieth year at the home of his niece, Mrs. J. P. Thomas, at Antioch, near Nashville. Professor Mims' career as a citizen of Tennessee has been a long and honorable one. He was born in East Tennessee in 1833. He received a good education, and for several years, up to the breaking out of the war, conducted a school for boys in Nashville. When the war began, he enlisted in Forrest's command and fought throughout the struggle. After the war he again took up the avocation of education, and continued his school for boys in Nashville. He has spent much time on the lecture platform in the State and South. Nominated in 1894 on the Populist ticket for Governor. In 1896 he was again renominated for Governor by the Populists. These were the only races he ever made in politics, but he has always taken a lively interest in State and national affairs. He was never married until four years ago. He was lovable and generous in his nature, but positive in his convictions, who never feared to express them.

Be it further resolved, That these resolutions be spread upon the record, and a copy of same sent to his widow and to his only surviving brother, D. A. Mims, Newport, Tenn.

Adopted April 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 48.

(By Mr. Cox.)

WHEREAS, the Legislature will probably remain in session for some time;

Be it resolved, That the Clerk and Assistant Clerk proceed to prepare the Journal for the printer so far as same may go till sine die adjournment.

Adopted April 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 49.

(By Mr. Cox.)

WHEREAS, the Legislature will probably remain in session for some time;

Be it resolved, That the Treasurer be instructed to pay all the employees of the House remaining on duty from day to day the regular per diem as provided for such employees in the Miscellaneous Appropriation Bill No. 837 up to this date, which amount the Legislature agrees to later appropriate.

Adopted April 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 50.

(By Mr. Morris.)

WHEREAS, for the past fifty years we have had but few national Democratic administrations, and as the various positions of Federal patronage are mostly now under Civil Service rules, and positions that may be filled by the President and his cabinet are

becoming fewer each year, and believing that the best interests of the public service may be subserved by giving these officials the right and power to appoint more of these subordinates by revoking at least some of these Civil Service rules; therefore

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of the State of Tennessee, That the Hon. Woodrow Wilson be, and is, hereby petitioned to revoke the order of the Hon. President Taft wherein the various postmasters of the fourth-class were placed under the Civil Service.

Be it further resolved, That a copy of this resolution be sent to each of Tennessee's Senators in the Federal Congress with the request that they bring this matter to the attention of the Hon. President Woodrow Wilson.

Adopted April 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE JOINT RESOLUTIONS.

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HOUSE JOINT RESOLUTION No. 1.

(By Mr. Cox.)

WHEREAS, by reason of lack of funds to pension widows of soldiers, no widow has been placed on the pension roll since the last session of the Legislature, and by reason thereof a large number of pension claims for widows are now on file for consideration by the Pension Board, and included in this number are the applications of about four hundred widows of pensioners who died during the time named above; and

WHEREAS, the Pension Board will convene January 14, 1913, for the purpose of considering applications for pensioners; therefore

Be it resolved by the House, the Senate concurring, That the sum of \$50,000 be, and the same is, hereby appropriated out of any money in the State Treasury not otherwise appropriated, for the purpose of pensioning widows of soldiers found to be pensionable under existing laws of Tennessee on the subject of pensions, and that said sum of \$50,000 be included in the appropriation for pensions.

Be it further resolved, That the Pension Board be, and is, hereby authorized and directed to remain in session for such length of time at its next session as may be necessary to consider all applications that may be on file now, or that may be filed, under the rules of said Board during its said session.

Adopted January 14, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 15, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 2.

(By Mr. Miller, of Marshall.)

WHEREAS, a petition has been presented to this body by the State Comptroller asking for the appointment of a committee to ascertain the advisability of having published the full reports of the revenue agents; therefore

Be it resolved, That a committee of five, three from the House and two from the Senate, be appointed by the Speakers to make investigation as to cost of said publication and report back to House and Senate a result of their findings and recommendations.

Adopted January 9, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 13, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 6.

(By Mr. Albright.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of the State of Tennessee, the Senate concurring, That the sum of twenty-five dollars be appropriated to each and every member of this body for the purpose of defraying his expenses for stamps and stenographic work, and that the same be included in the general appropriation bill.

Adopted January 30, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 1, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 8.

(By Mr. Todd.)

WHEREAS, four of the offices in the Capitol—namely, the Department of Agriculture, the State Board of Health, the Department of Education, and Supreme Court Clerk—are served by one porter; and

WHEREAS, the work of these offices is of such volume that it cannot be properly attended to by one porter;

Be it resolved by the House of Representatives, the Senate concurring, That the Superintendent of the Capitol be, and is, hereby authorized to employ an additional porter or messenger during the session of the Legislature and assign him to such office as is most in need of additional help.

Be it further resolved, That the compensation of such additional porter or messenger be forty dollars (\$40) per month, and that provision for this be made in the general appropriation bill.

Adopted January 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 20, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 9.

(By Mr. Morris.)

Be it resolved by the House of Representatives, the Senate concurring, That the presidential electors chosen in the election of November 5, 1912, be allowed four dollars (\$4) per day for three days' service, and the same rate of mileage now allowed by law to members of the General Assembly, and the Comptroller is authorized and empowered to draw

his warrant in favor of the respective electors for the amount due each, and that the same shall be included in the general appropriation bill, but this shall apply to only those in actual attendance.

Adopted January 14, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 15, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 10.

(By Mr. Dannel.)

Be it resolved by the House, the Senate concurring,
That the Fifty-Eighth General Assembly of Tennessee designate and set apart Monday, January 27, 1913, as the date for the inauguration for the incoming Governor; and that the Speakers of the Senate and House are hereby empowered to appoint a committee upon arrangements, three from the Senate, four from the House; and that the necessary expenses incident to said inauguration be paid by the Treasurer on the warrant of the Comptroller.

Adopted January 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 20, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 14.

(By Mr. McFarland.)

WHEREAS, Hon. Thomas R. Schmittou, Representative from Dickson County, has suffered bereavement in the death of his son, G. C. Schmittou; therefore

Be it resolved by the House of Representatives of Tennessee, the Senate concurring, That the sympathy of this body be extended to him and his family in their sad loss; that a copy of this resolution be spread on the minutes of the House, and that the Clerk of the House is directed to send him a copy of same.

Adopted January 20, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 23, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 15.

(By Mr. Miller, of Lauderdale.)

WHEREAS, on account of the levees on the west banks of the Mississippi River opposite the State of Tennessee, many thousand acres of farming lands in Tennessee have been greatly damaged by the high water and overflows of the Mississippi River which have increased yearly since the erection of said levees; and

WHEREAS, by a report of the Mississippi River Commission recently made to Congress, it is said that a recent survey made of the overflowed lands in the Mississippi bottom in Tennessee, by authority of an Act of the last Congress and made by engineers of the United States government, shows that it is

not practicable or expedient to build or erect levees on the east banks of the Mississippi River in Tennessee to protect said lands from overflow, on account of the fact that the cost of constructing said levees would exceed the market value of said lands; therefore

Be it resolved by the House of Representatives, the Senate concurring, That Congress is hereby petitioned and urged to take immediate action to compensate the owners of said overflowed lands in Tennessee for the damages they have sustained on account of said overflows and high water caused by the erection of said levees on the west bank of the Mississippi River.

Be it further resolved, That a copy of this resolution be sent to each of the United States Senators from Tennessee and each member of the Tennessee delegation in Congress.

Adopted January 23, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved January 27, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 19.

(By Mr. Drane.)

Be it resolved by the House of Representatives, the Senate concurring, That Hon. Oscar W. Underwood, of Alabama, be invited to address a joint session of the Legislature sometime during the month of February.

Be it further resolved, That the Clerk be instruct-

ed to communicate this resolution to the said Oscar W. Underwood.

Adopted January 30, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.....
Governor.

HOUSE JOINT RESOLUTION No. 20.

(By Mr. Drane.)

Be it resolved by the House of Representatives, the Senate concurring, That the Secretary of State be, and is hereby directed to print the Acts of the General Assembly in two separate volumes; and in separating same he will designate one volume "The Public Acts of Tennessee," and the other "The Private Acts of Tennessee." In the first he will place all Acts of a general nature only, and in the second he will place all Acts of a local nature, or having a local application, such as Acts applying to counties of certain population; and he will proceed to take bids for printing the same accordingly as now required by law. This resolution will apply to the printing of the Acts of the present General Assembly only.

Be it resolved further, That in the distribution of the Acts, the law will be construed to require only the Public Acts of Tennessee furnished Justice of the Peace.

Adopted January 31, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 5, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No 23.

(By Messrs. Albright and West.)

WHEREAS, by Senate Joint Resolution No. 62, passed by the Fifty-Seventh General Assembly, provision was made that the State Geologist prepare a report for submission to the Fifty-Eighth Assembly setting forth what suitable water power sites remain unappropriated by individuals and corporations, what sites have been so appropriated, and supplying such other information as might be valuable to the Assembly in determining its action on this very important subject; therefore

Be it resolved by the House of Representatives, of the Fifty-Eighth General Assembly, the Senate concurring, That a committee of five be appointed, three from the House and two from the Senate, to examine said report of the State Geologist, determine what portions thereof will be most useful to the Assembly in determining its action, and report the probable expense of printing said digest in pamphlet form not exceeding five hundred copies, for distribution among the members of this Assembly, and that this committee submit its report not later than February 15.

Adopted February 5, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 6, 1913.

BEN W. HOOPEE,
Governor.

HOUSE JOINT RESOLUTION No. 24.

(By Mr. Smith.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of Tennessee, the Senate concurring, That the two Houses meet in

joint convention at 12 o'clock, noon, Friday, February 7, 1913, for the purpose of electing a member of the State Board of Elections to succeed Hon. James Maynard.

Adopted February 5, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 6, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 26.

(By Messrs. Fisher and McCormick.)

WHEREAS, the question of revising the laws of taxation is one of the most important measures to come before the present General Assembly, as well as one of the most difficult and complicated; therefore

Be it resolved by the House of Representatives, the Senate concurring, That a committee of three from the Senate and four from the House be appointed by the Speakers of the respective houses to draft such revenue and assessment bills and other legislation bearing upon the subject of taxation as they may deem advisable, and to report said bills to the General Assembly at the earliest moment practicable; *provided*, said committee shall not be a recess committee.

Adopted February 6, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 11, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 27.

(By Mr. Miller, of Marshall.)

WHEREAS, it is reported in the daily press of to-day, that Hon. W. R. Webb, Senator from Tennessee, cast his first vote in behalf of the Democracy of the nation whereby two thousand Republican appointments were held up, and since it is refreshing to the united Democracy of Tennessee to have a Democrat representing them in the United States Senate; therefore

Be it resolved, That the Legislature of Tennessee in behalf of the united Democracy of Tennessee extend to Senator Webb its congratulations and thanks for his first vote, which stamps him as one of the great men of Tennessee.

Adopted February 5, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.....
Governor.

HOUSE JOINT RESOLUTION No. 29.

(By Mr. Stone, of Lincoln.)

WHEREAS, Senate Joint Resolution No. 4 authorized the Speaker of the Senate and the Speaker of the House to appoint a committee of two from the Senate and three from the House to make a preliminary investigation of the offices of State Treasurer, State Comptroller, and State Secretary; and

WHEREAS, said resolution empowered the committee appointed to employ expert accountants and make other necessary expenditures for the investigation;

Be it resolved by the House, the Senate concurring, That the State Treasurer is hereby authorized to pay to Mr. K. H. Dotson, expert accountant, the sum fifty-nine dollars and fifteen cents (\$59.15).

Be it further resolved, That the sum of seven dollars and fifty cents (\$7.50) be paid by the State Treasurer to Miss Kate Godfrey for stenographic work.

Be it further resolved, That the above-named amount be included in the general appropriation bill.

Adopted February 14, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 19, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 30.

(By Mr. Drane.)

WHEREAS, the State of Tennessee has not had a codification of her laws enacted by the General Assembly since 1858, and whereas the State is in dire need of a Code; therefore

Be it resolved by the House of Representatives, the Senate concurring, That a committee of five (5) be appointed by the Speakers of the two houses of the General Assembly, consisting of two members on the part of the Senate and three members on the part of the House, for the purpose of improvising a way and means of enacting a Code for the State, and

said committee shall report its action to the present General Assembly.

Adopted February 11, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.
Governor.

HOUSE JOINT RESOLUTION No. 35.

(By Mr. Cox.)

WHEREAS, the committee appointed by the last General Assembly to take under consideration "The matter of placing the statues or effigies of two illustrious sons of Tennessee in Statuary Hall in the National Capitol," and to make return of their action in the premises to this General Assembly, have acted as authorized and instructed in Senate Joint Resolution No. 28 of the Fifty-Seventh General Assembly, and have handed in their report to the Chairman of the Ways and Means Committee of the House, which said report is in the words following, to wit:

"To the Honorable, the Fifty-Eighth General Assembly of the State of Tennessee:

"WHEREAS, by Senate Joint Resolution No. 28, adopted June 23, 1911, and approved June 27, 1911, the Senate of the State of Tennessee, the House of Representatives concurring, appointed a committee of nine to take under consideration the matter of placing effigies or statues of two illustrious sons of Tennessee in Statuary Hall in the National Capitol, and to make due and proper return of their action

in the premises, together with their conclusion and recommendation to this, the Fifty-Eighth, General Assembly of the State of Tennessee; now, therefore, we, the undersigned, being a majority of the committee of nine thus appointed, and all of its members now surviving, do hereby report that we have taken said matter under full and careful consideration, and have, after such consideration, reached the conclusion that a just recognition of the high and honorable achievements of the citizens of the State that have enobled its history, and that of the nation, and left their inspiring memories to succeeding ages, renders it befitting and desirable that the State should be represented in the National Statuary Hall by statues of two of its illustrious sons; and that, after careful consideration of the names of the many distinguished citizens of the State whose deeds are enrolled upon its historic annals, in the opinion of the committee, the two illustrious sons of the State whose statues should be thus placed in Statuary Hall as the most fitting representatives of its history and its traditions and its contributions to the history of the nation, are John Sevier, a chief builder of the commonwealth and its first Governor, and Andrew Jackson, the first President which it gave to the nation; and we do accordingly recommend that appropriate steps be taken, in such manner as to this General Assembly may seem proper, to the end that suitable statues of the said Sevier and Jackson shall be made as soon as conveniently may be, and installed by the State of Tennessee in the Statuary Hall of the House of Representatives of the United States with appropriate ceremonies.

“Respectfully submitted,

“JAMES B. FRAZIER, Chairman,

“EDWARD T. SANFORD,

“A. A. TAYLOR,

“W. K. McALISTER,

“T. C. GORDON,

“WILLIAM A. COLLIER,

“GEO. C. PORTER, Secretary,

“Committee.”

AND, WHEREAS, said report being seen and understood by this General Assembly, the Senate concurring herein, and it appearing to the satisfaction of the House that a proper selection of the two illustrious sons of the State of Tennessee whose statues or effigies should be placed in the Statuary Hall, or Hall of Fame, in the Capitol at Washington, has been made and reported by said committee, to wit: The names of John Sevier and Andrew Jackson; therefore

Be it resolved by this General Assembly, the Senate concurring as aforesaid, That the action on the part of said committee be received, endorsed, ratified, and approved, and that the same be made and declared the act and purpose of this General Assembly; and

WHEREAS, it is not apparent what further steps should be taken at this time in this matter for want of proper information on the subject; therefore

Be it further resolved, That a committee of three—to wit: Col. Geo. C. Porter, Robert T. Quarles, and Judge Robert Ewing, members and representatives of the State Historical Society—be constituted and appointed, and that said committee is hereby authorized, instructed, and directed at a date as early as practicable, to ascertain what kind and character of material said statues or effigies should be, whether of marble or bronze, whether of life or heroic size, etc., and what would be the actual or approximate cost, together with the placing of same in position in said Statuary Hall, and to make due return of their action in the premises to this General Assembly; and to this end

Be it further resolved, That said committee be hereby authorized and empowered to make publication of this object and purpose, and to obtain such drawings, casts, and exhibits from artists, sculptors, and designers as may be of aid and benefit to said committee in procuring this information for this General Assembly.

Be it further resolved, That all further action herein be held up until the coming in of said report.

Adopted February 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 36.

(By Mr. Miller, of Marshall.)

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly of Tennessee, the Senate concurring, That

WHEREAS, death has removed from among us that great citizen and public servant, Senator Robert Love Taylor, we make official expression of our sorrow and acknowledgment of the loss which this State has sustained by his passing. His public record, free from spot or stain, is too well known to our people to require recounting here. We remember him, not only as Congressman, Governor, and Senator, but as the ablest tribune of the plain people who ever thrilled the multitudes from the political stump of Tennessee. We remember him as the matchless lecturer whose voice of music was heard in every state in this Union, and whose masterpieces of word-painting still live to immortalize the hills and valleys and mountains of the Volunteer State. His lectures, orations, and incomparable stories of humor and pathos are a contribution to the printed literature of the world which honor the name and enhance the fame of Tennessee. In expressing our grief we but voice the sorrow of a people who loved and honored him for more than thirty years, and we bow with

them in the realization that he is gone. We claim his genius, his clean life, and noble character as a rich legacy of which neither time nor circumstances can rob us.

Be it further resolved, That this resolution be spread upon the Journals of the House and Senate respectively, and that a copy of same be sent to his widow and to each of the surviving children of Senator Taylor, also that a copy be sent to each daily newspaper of the State.

Adopted February 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 37.

(By Davidson County Delegation.)

WHEREAS, the Tennessee State Reformatory was created and the Act authorizing and directing this great and humane institution to be built and maintained by the State of Tennessee are the fruits of the earnest labor, devotion, and love of Misses Grace, Martha, and Annie Handly; and as a suitable and proper recognition of their service in behalf of humanity

Be it, therefore, resolved by the House of Representatives of the State of Tennessee, the Senate concurring,

1. That the Board of Trustees of said institution are hereby directed and requested that they name one of the halls of said institution "Handly Hall," and have inscribed the same above the door thereof with suitable lettering.

2. That this resolution become effective upon its

adoption by the House and Senate and the approval of the Governor.

Adopted February 20, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 41.

(By Mr. Hill.)

Be it resolved by the General Assembly of the State of Tennessee, That a committee of three Senators on the part of the Senate, and four Representatives on the part of the House, be appointed by the Speakers of the respective bodies; and that said committee of seven so appointed shall proceed to investigate the condition, management, and conduct of the offices of State Treasurer, State Comptroller, State Insurance Commissioner, and Secretary of State, as these offices have been managed and conducted by the present occupants thereof, including the actions and conduct of all such officers, their deputies, agents, attorneys, and employees who have been, or may be, connected in any way with any of said offices; and said committee shall report the result of said investigation and its findings as early as practicable to this General Assembly.

Be it further resolved, That said committee is hereby authorized and empowered to administer oaths to witnesses and investigate all business of whatever kind or character transacted between any of the officers or persons above indicated and any taxpayer, or between any of the officers and persons

above indicated, and any or all county or State officers or agents, or other persons having business with, or relation to, any of said offices, officers, or persons; and said committee shall examine all books, records, and documents of all kinds incident or pertaining to any business connected directly or indirectly with the matters to be by it investigated, both as to receipts and disbursements; and said committee shall be given access to all such books, records, and documents by the officers and persons in possession thereof; and said committee shall make a full and complete report of its investigations and findings as early as practicable to this General Assembly.

Be it further resolved, That said committee shall have power to subpoena witnesses from any county of the State, including the power to issue subpoena duces tecum, requiring said witnesses to produce any and all desired papers and documents before said committee; and shall have power to punish for contempt any person or witness disobeying any subpoena issued by said committee; and said committee shall have power to do any and all things necessary for a thorough and complete investigation of all the matters aforesaid.

Be it further resolved, That in the process of making said investigation, said committee shall sit and hold its sessions at such place or places as by it may be deemed proper to carry out the purposes of said investigation; and the investigations of said committee may be made while the Legislature is in session or sitting, or during any recess thereof.

Be it further resolved, That said committee is hereby authorized, empowered and directed to employ the services of such attorneys, clerks, accountants, and other persons as the committee may deem necessary for the proper and thorough discharge of the duties imposed upon it by this resolution.

Be it further resolved, That this resolution take

effect from and after its passage, the public welfare requiring it.

Adopted February 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 42.

(By Mr. Todd.)

WHEREAS, there are now in the hands of four different committees of the House four distinct bills which have reference to the disposition of the farm now entrusted by the State to Confederate Veterans' Home; and

WHEREAS, an effective conclusion cannot well be reached without a joint consideration of all the conflicting claims; therefore

Be it resolved by the House of Representatives, the Senate concurring, That a joint committee of seven, four from the House and three from the Senate, be appointed, to which committee all the bills referring to the Hermitage property may be referred for recommendation; and said committee to go upon the ground and consider the question from the standpoint of all the interested parties and the general welfare of the State, and make proper recommenda-

tions as, in their opinion, the best interest of the State demand.

Adopted February 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 49.

(By Mr. Chamlee.)

A joint resolution ratifying an amendment to the Constitution providing that Senators shall be elected by the people of the several States.

WHEREAS, both Houses of the Sixty-Second Congress of the United States of America, at its second session, by a constitutional majority of two-thirds thereof, passed a resolution submitting to the several States the following proposition to amend the Constitution of the United States of America in the following words, to wit:

“Joint resolution proposing an amendment to the Constitution providing that Senators shall be elected by the people of the several States.

“*Resolved by the Senate and the House of Representatives of the United States of America in Congress assembled, two-thirds of each House concurring therein,* That in lieu of the first paragraph of Section 3 of Article I. of the Constitution of the United States, and in lieu of so much of paragraph 2 of the same section as relates to the filling of vacancies, the following be proposed as an amendment to the Constitution, which shall be valid to all intents and purposes as part of the Constitution when ratified by the Legislatures of three-fourths of the State:

“ ‘The Senate of the United States shall be composed of two Senators from each State, elected by the people thereof for six years, and each Senator

shall have one vote. The electors in each State shall have the qualifications requisite for the electors of the most numerous branch of the State Legislatures.

“ ‘When vacancies happen in the representation of any State in the Senate, the executive authority of each State shall issue writs of election to fill such vacancies; *provided*, that the legislature of any State may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the Legislature may direct.’ ”

“This amendment shall not be so construed as to affect the election or term of any Senator chosen before it becomes valid or part of the Constitution;” therefore

Be it resolved by the Senate and House of Representatives of the State of Tennessee, That the said proposed amendment to the Constitution of the United States of America be, and the same is, hereby ratified by the General Assembly of the State of Tennessee; and further

Be it resolved, That certified copies of this joint resolution be forwarded by the Governor of this State to the Secretary of the State at Washington, and to the presiding officers of each House of the National Congress.

Adopted April 1, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved April 4, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 51.

(By Mr. Drane.)

Be it resolved by the House of Representatives, the Senate concurring, That the Secretary of State be, and is, hereby ordered and directed to print the Acts of the General Assembly of 1913 in one volume;

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provided, it is practical to do so. But the Public Acts and the Private Acts shall be separate in the volume, and separate indexes shall be made for the Public Acts and the Private Acts. They shall be separated in the volume by one sheet of heavy paper to be of a color different from the pages on which the Acts are published, in order that the division point in the volume may be easily found.

Be it further resolved, That House Joint Resolution No. 20, passed by the present General Assembly, be repealed in so far as it conflicts with this resolution.

Adopted April 11, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.,
Governor.

This resolution was returned to the House by the Governor on April 25, 1913, after having been held by him more than five days.

CHAS. CASON,
Chief Clerk of the House.

HOUSE JOINT RESOLUTION No. 53.

(By Mr. Mullens.)

WHEREAS, death has removed from our midst the mother of our friend and fellow-member, W. R. McWhorter, of Weakley County; therefore

Be it resolved that the House of Representatives of the Fifty-Eighth General Assembly, the Senate concurring, extends its deepest sympathy to Mr. McWhorter in his sorrow, and that a copy of these

resolutions be sent to the members of the bereaved family.

Adopted March 25, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved March 26, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 58.

(By Mr. McFarland.)

WHEREAS, death has visited the home of one of our beloved members, Hon. Lit Malone, and removed his child;

Be it resolved by the House of Representatives, the Senate concurring, That sympathy be extended to the bereaved family, and that the House and Senate now adjourn till 10 A.M. to-morrow out of respect.

Be it further resolved, That a copy be furnished the bereaved parents.

Adopted March 25, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved March 27, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 59.

(By Mr. Cox.)

WHEREAS, the unexpended appropriations made by the General Assembly of Tennessee, 1911, reverts to the State treasury at the close of the appropriation year, March 19, 1913; and

WHEREAS, funds are necessary for the proper administration of the various State departments pending the passage of the appropriation bill; therefore

Be it resolved by the House of Representatives of the Fifty-Eighth General Assembly, the Senate concurring, That the Comptroller is authorized to draw his warrant for such amount as may be required for said purpose upon the presentation of the proper receipt and official voucher that may accrue and become due and payable on or before May 1, 1913.

Adopted March 28, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved March 28, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 60.

(By Mr. Cox.)

Be it resolved by the House, the Senate concurring,
That the Legislature take a recess from the time of
adjournment to-day until Tuesday, April 1, 1913, at
10 o'clock A.M.

Adopted March 28, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved, 191..

.,
Governor.

This resolution was returned to the House by the
Governor on April 8, 1913, after having been held
more than five days.

CHAS. CASON,
Chief Clerk of the House.

SENATE RESOLUTIONS.

SENATE RESOLUTIONS.

SENATE RESOLUTION No. 1.

(By Mr. Worley.)

Resolved by the Senate, That the House of Representatives be notified that the Senate is organized and ready to proceed with business.

Adopted January 7, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 2.

(By Mr Thomas.)

Be it resolved by the Senate, That the Speaker be, and he is, hereby authorized to appoint a Door-keeper of the Senate.

Adopted January 7, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 3.

(By Mr. Stewart.)

Be it resolved by the Senate, That the Speaker is hereby empowered and authorized to appoint such Assistant Engrossing Clerks as necessary to serve during the session of the Fifty-Eighth General Assembly.

Adopted January 7, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 4.

(By Mr. Butler.)

Be it resolved, That the Speaker of the Senate be, and he is, hereby authorized and empowered to appoint a Journal Clerk of the Senate and an Assistant Journal Clerk.

Adopted January 7, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 5.

(By Mr. Stewart.)

Be it resolved, That the Speaker be authorized and empowered to appoint such porters as necessary to wait upon the Senate.

Adopted January 7, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 6.

(By Mr. Williams.)

RESOLUTION TO APPOINT CHAPLAIN.

Be it resolved by the Senate, That the Speaker appoint a Chaplain.

Adopted January 7, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 7.

(By Mr. Lambert.)

Be it resolved, That the Chief Clerk be, and he is, hereby authorized and directed to prepare and have printed a roster of the Senate.

Adopted January 8, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 8.

(By Mr. Stewart.)

WHEREAS, Allen S. Eason, Sergeant-at-Arms of the Fifty-Seventh General Assembly, has served seven days, Arthur Brode and Charlie Handley, Pages, two days each, preparing the Senate chamber for the opening of the Senate of the Fifty-Eighth General Assembly;

Be it resolved, That the Treasurer, and he is hereby directed, to pay to the said Allen S. Eason the sum of twenty-eight dollars (\$28) and twenty-one dollars mileage; to Arthur Brode and Charlie Handley eight dollars (\$8) each, for their respective services as aforesaid, the same to be included in the general appropriation bill.

Adopted January 9, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 9.

(By Mr. Butler.)

WHEREAS, T. M. Larkins, Doorkeeper of the Fifty-Seventh General Assembly, has served five days in helping to prepare and keeping the door three days during the present session, five days in all;

Be it resolved, That the Treasurer, and he is hereby directed, to pay to the said T. M. Larkins the sum of twenty dollars (\$20) per diem, and twenty-five and ninety-two one hundredths dollars (\$25.92) mileage, for his services aforesaid, the same to be included in the general appropriation bill.

Adopted January 9, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 10.

(By Mr. Worley.)

Be it resolved by the Senate, That Brown Loudon, Hugh Fain, Nelson King, and Ben Carr be paid by the State Treasurer as follows for services as porters:

Brown Loudon, 6 days.....	\$21 00
Nelson King, 6 days.....	21 00
Ben Carr, 4 days.....	14 00
Hugh Fain, 3 days.....	10 50

And the same be included in the general appropriation bill.

Adopted January 10, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 11.

(By Mr. Worley.)

Be it resolved by the Senate of the Fifty-Eighth General Assembly, That the State Treasurer be, and is, hereby authorized and directed to pay to W. D. Scruggs the sum of one hundred dollars (\$100), for his services and expenses in preparing the records, etc., for the opening of the Senate, and for his services and assistance since the opening of the Legislature, and that same shall be included in the general appropriation bill.

Adopted January 13, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 12.

(By Mr. Stewart.)

WHEREAS, it appearing that during the Fifty-Seventh (57th) General Assembly Mrs. Beulah Harris was employed by the Good Roads Committee as stenographer, and by oversight the Committee failed to

include her account of forty-two dollars and thirty cents (\$42.30) in the general appropriation bill; therefore

Be it resolved, That the Treasurer, and he is hereby directed, to pay the said Mrs. Beulah Harris the sum of forty-two dollars and thirty cents (\$42.30), and the same be included in the general appropriation bill.

Adopted February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 13.

(By Mr. Walsh.)

WHEREAS, Hon. John T. Carthel, of Trenton, Gibson County, Tenn., who represented Gibson County in the Senate during the session of the Fifty-Fourth General Assembly, has, since the adjournment of the Fifty-Seventh General Assembly been called from the walks of life;

Be it therefore resolved, That as a citizen, a soldier, a lawyer, a judge, and as a member of the Senate, he won the esteem of his fellow-members and the people of his State in general, and was recognized as a Christian gentleman of the highest character.

Be it further resolved, That in his death the State has suffered a great loss.

Be it further resolved, That we deplore his death, and as a token of respect to his memory, a copy of this resolution be spread upon the Journal of the Senate, and that the Clerk mail a copy of same to his widow, Mrs. John T. Carthel, of Trenton, Tenn.

Adopted January 30, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 15.

(By Shelby County Delegation.)

Be it resolved by the Senate of the General Assembly of the State of Tennessee, That a committee of five be appointed by the Speaker for the purpose of drafting a bill giving more power to the Railroad Commission to regulate and prescribe freight and passenger rates.

Be it further resolved, That this committee shall report as early as possible such a bill to the Senate.

Adopted February 12, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 16.

(By Mr. Walsh.)

WHEREAS, providence, in its mysterious workings, has seen fit to call to her reward Mrs. Agnes Clement, the beloved wife of our distinguished fellow Senator, Hon. J. A. Clement, and the mother of one of our pages, Robert Clement;

WHEREAS, Mrs. Clement has been present at many of our sittings during the session and made many friends by her sweet, gentle, and motherly disposition;

Be it therefore resolved, That we hereby acknowledge our deep feeling of regret and sorrow at the death of this good and most estimable woman.

Be it further resolved, That we extend to our fellow Senator, Hon. J. A. Clement, and our young friend, Robert Clement, and the other members of her family, our most tender sympathy in this, their sad hour of bereavement.

Be it further resolved, That this resolution be spread upon the Journal of this session, and that the

Clerk of the Senate prepare a copy of same and deliver to our fellow Senator, Hon. J. A. Clement.

THOS. J. WALSH,
HOYT T. STEWART,
J. W. LAMBERT,
Committee.

Adopted February 12, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 17.

(By Mr. Worley.)

Be it resolved by the Senate of the State of Tennessee, That Mack Buford be allowed \$49 for services as porter of the General Assembly of the State of Tennessee for the session of 1911, the same being for 14 days which he served during that session without pay.

Be it further resolved, That the Treasurer be ordered to pay the sum of \$49 to Mack Buford, and that the same be included in the appropriation bill.

Adopted February 14, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 18.

(By Mr. Underwood.)

Be it resolved by the Senate, That the Speaker of the Senate is hereby authorized and empowered to appoint one porter to look after and care for the Senate chamber and the mail of the members during the recess to begin on the twenty-first inst.

Adopted February 19, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 19.

(By Mr. Morrell.)

Resolved by the Senate, That the visiting committee on charitable institutions during the recess is authorized and directed to investigate and report (with recommendation) to the Senate at the end of the recess upon the claim of J. F. Claiborne, a contractor of Knoxville, Tenn., for \$347.64, with interest, for work performed and building material and supplies furnished by said Claiborne to the State in the construction of an addition to the Eastern Hospital for the Insane at Lyon's View, near Knoxville, Tenn.

Adopted February 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 20.

(By Messrs. Church, Fitzpatrick, and Williams.)

Resolved by the Senate of Tennessee, That a committee of three members of this honorable body be appointed by the Speaker to visit the Hermitage and investigate the work accomplished by the Ladies' Hermitage Association in executing its trust, the condition of the Hermitage when this association began its work and its present condition, and report to this respectable body at the earliest convenient moment.

Adopted February 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 21.

(By Mr. Brett.)

Be it resolved by the Senate, That the Clerk of Senate is hereby instructed and authorized to make and have printed a calendar for the Senate, showing the status of all bills as introduced, or that have

come from the House at time of adjournment for recess.

Be it further resolved, That the expense for said calendar shall be included in the appropriation bill.

Adopted February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 22.

(By Mr. Welch.)

WHEREAS, we have learned with deep sorrow of the death of Hon. Alvin W. Boyd, which occurred at his home in Cookeville on December 25, after a brief illness of pneumonia; and

WHEREAS, he had held many positions of trust and honor which he filled with marked ability and fidelity, was forty years an honored member of the Cookeville bar, whose professional life exemplified the most exalted professional ideals and highest integrity, and in 1897 and in 1899 was an influential member of the State Senate of the Fiftieth and Fifty-First General Assemblies;

Resolved by the Senate, That in the death of this honored Tennessean the State has lost a worthy and public spirited citizen, and his profession an able and honorable advocate, and we extend to his family our sincere sympathy.

Adopted March 19, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 30.

(By Mr. Underwood.)

WHEREAS, we have learned with deep sorrow of the death of the Hon. John W. Bowman, which occurred at his home near Kingston, January 29, 1913; and

WHEREAS, he was a member of the Senate of the

Forty-Ninth General Assembly and served his people faithfully, honestly, and ably; therefore

Be it resolved by the Senate, That in his death the State lost a public spirited, useful, and worthy citizen, and we extend to his bereaved family our sincere condolence.

Adopted April 8, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 31.

(By Mr. Baxter.)

WHEREAS, at the annual meeting of the Board of Directors of the Tennessee Industrial School, held May 9, 1912, at said institution, the Hon. R. S. Fletcher, of Jackson, was unanimously elected as a member of said Board of Directors to fill the vacancy caused by the death of the Hon. T. J. Latham, of Memphis; and the Hon. W. C. Dibrell, of Nashville, was also unanimously elected to fill the vacancy caused by the resignation of the Hon. James M. Head; therefore

Be it resolved by the Senate of the Fifty-Eighth General Assembly of the State of Tennessee, That said elections be, and the same are, hereby confirmed.

Adopted April 11, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 32.

(By Mr. Baxter.)

WHEREAS, at the meeting of the Board of Directors of the Tennessee Industrial School, held May 9, 1911, the Hon. W. R. Cole, of Nashville, and the Hon. S. S. Kirkpatrick, of Jonesboro, were unanimously re-elected members of said Board of Directors; and the Hon. Lexie S. Parks, of Union City, was also unan-

imously elected to succeed the Hon. T. B. Yancey, of Somerville, whose term of office has expired;

Be it therefore resolved by the Senate of the Fifty-Eighth General Assembly of the State of Tennessee, That the election of the said members of the Board of Directors of the Tennessee Industrial School be, and the same are, hereby confirmed.

Adopted April 11, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 33.

(By Mr. Clement.)

WHEREAS, we have learned with deep sorrow and regret of the death of the Hon. William. T. Thomas, of Stewart County, who recently died at his home in Cumberland City, Tenn.; and

WHEREAS, he was a member of the Senate of 1907, being the Fifty-Fifth General Assembly of the State of Tennessee, and as such member served his constituency faithfully, honestly, and ably; therefore

Be it resolved by the Senate, That in his death the State has lost one of its most useful men and a worthy citizen, and we extend to his bereaved and heart-stricken family our sincere sympathy and condolence.

Adopted April 18, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 34.

(By Mr. Worley.)

Be it resolved, That the Treasurer be instructed to pay all Clerks of the Senate their regular per diem as provided for such Clerks in the miscellaneous appropriation bill up to this date, which amount the Legislature agrees to appropriate.

Adopted April 18, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 35.

(By Mr. Worley.)

Be it resolved, That the Clerk and Assistant Clerk proceed to prepare the Journal for the printer so far as same may go to sine die adjournment.

Adopted April 18, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 36.

(By Mr. Lambert.)

WHEREAS, since the adjournment of the Fifty-Seventh General Assembly of Tennessee, the Hon. J. T. Rogers, of Decatur County, Tenn., has died, after a long and useful life well spent; therefore

Be it resolved, That as a Confederate soldier, as a member of the House of the Fifty-Sixth General Assembly of Tennessee, and as a member of the Senate of Fifty-Seventh General Assembly of Tennessee he won the esteem and good will of his fellow-members.

Be it further resolved, That we extend to his family our sympathy in their bereavement, and that a copy of this resolution be spread on the Journal, and that the Clerk be directed to forward a copy to the family of the deceased.

Adopted April 18, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

**SENATE
JOINT RESOLUTIONS.**

SENATE JOINT RESOLUTIONS.

SENATE JOINT RESOLUTION No. 2.

(By Mr. McAllister.)

Be it resolved by the Senate, the House of Representatives concurring, That a committee of three, one from the Senate and two from the House, be appointed by the Speakers of the Houses to notify the Governor that the two Houses are organized and ready for business.

Adopted January 10, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 14, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 3.

(By Mr Thomas.)

Resolved, To empower the Superintendent of the Capitol to appoint six porters to take care of and keep clean the halls, steps, and closets of the Capitol.

Resolved, That the Superintendent of the Capitol be empowered to appoint six porters to take care of the halls, steps, and closets of the Capitol, and keep

them clean during the sitting of this session of the Legislature.

Adopted January 10, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 14, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 4.

(By Mr. Fisher.)

Be it resolved by the Senate, the House of Representatives concurring, That a committee of three on the part of the House and two on the part of the Senate be appointed by the Speaker of the respective Houses, to carefully examine the accounts of the present Comptroller of the Treasury, Treasurer, and Secretary of State, and report the result of said investigation and the condition of said offices as early as practicable to the General Assembly, and also to make such settlements as are required by law in order to hold an election for said offices of Comptroller, Treasurer, and Secretary of State.

Be it further resolved, That inasmuch as an early completion of this work is desired, that the committee is hereby authorized and empowered to employ as many expert accountants as are absolutely necessary for the purpose of making this investigation.

Be it further resolved, That said expert accountants and assistants so employed shall be paid the sum of six dollars and four dollars per day respectively for services rendered, to be paid by the State

Treasurer, and to be embraced in the general appropriation bill.

Adopted January 9, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 9, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 6.

(By Mr. Lambert.)

WHEREAS, the Constitution of the State provides that the November election returns shall be returned to the Speaker of the Senate, and that the Senate and House of Representatives, in joint session, shall open, canvass, and announce the result of said election as to the Governor; therefore

Be it resolved by the Senate, the House concurring, That the Senate and House of Representatives shall meet in joint session in the Hall of the House of Representatives at 10 o'clock on the fifteenth day of January, 1913, for the purpose of opening, canvassing, and declaring the result of the November 5, 1912, election as to who was elected Governor.

Adopted January 10, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 14, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 9.

(By Mr. Baxter.)

At a meeting of the Davidson County Woman's Christian Temperance Union, held at the Tulane Hotel, January 14, 1913, the following resolution was unanimously adopted:

"Resolved, That the Legislature be, and is, hereby requested to hear in joint session representatives from the motherhood of Tennessee on the following subjects, viz.:

"Child Labor, and the Traffic in Women, Compulsory Education, Prohibition, and Law Enforcement.

"The speakers to be selected from the Woman's Christian Temperance Union of Tennessee, the time of each speaker not to exceed fifteen minutes.

(Signed)

*"MRS. LILLIE O'DANIEL,
President of Davidson County Woman's Christian Temperance Union.*

*"MRS. W. I. HUDSON,
President of Northeast Nashville Woman's Christian Temperance Union.*

*"MRS. F. W. GIST,
State Superintendent of Legislative Work.*

*"MRS. FLORENCE E. ATKINS,
National Lecturer."*

On motion of Senator Baxter it was unanimously resolved that the request above be agreed to for Wednesday next at 11 o'clock.

Adopted January 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 22, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 10.

(By Mr. Underwood.)

WHEREAS, the great increase of public business makes it necessary to provide additional building or buildings to furnish suitable quarters for the various State offices and departments; therefore

Be it resolved by the Senate, the House concurring, That the Speaker of the Senate and of the House are hereby authorized and directed to appoint a committee of five, two from the Senate and three from the House, to investigate and report with recommendations to the Senate and the House at an early date; said committee shall incur no expenses on the part of the State:

1. What new or additional buildings are necessary for the proper accommodation of the various State offices and departments.

2. The character, location, and the estimated cost of said buildings.

3. The advisability of using the Governor's mansion as a part of said buildings.

4. In case the Governor's mansion is so used, the location and cost of another suitable building for the Governor's mansion.

Adopted January 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 22, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 11.

(By Mr. Fisher.)

Be it resolved by the Senate of the Fifty-Eighth General Assembly, the House of Representatives concurring, That the Senate and House of Representatives of the General Assembly of Tennessee take a recess from the hour of adjournment on Friday January 17, until Monday, January 20, at 11 o'clock A.M.

Adopted January 17, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 20, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 12.

(By Mr. Underwood.)

WHEREAS, the Governor in his message called attention to the fact that three distinct departments were engaged in the distribution of free libraries, thus duplicating this work and increasing the expenses thereof, and recommended that a legislative committee take the matter in hand and recommend some sort of consolidation of the library work of the State to the end that expenses might be reduced; now, therefore

Be it resolved, That the Senate, the House concurring, appoint a committee, consisting of two on the part of the Senate and three on the part of the House, to be named by the Speaker of each House respectively. Said committee shall examine into method and cost of conducting this work by the Free

Library Commission, the State Library, and the Department of Education in regard to the distribution of free libraries, library extension work, etc., and make a report thereon with their recommendations to the Senate and House respectively as soon as practicable:

1. Whether or not it would be to the public interest to consolidate the said departments in the one general department having charge of the entire distribution of libraries, etc.

2. The manner of said consolidation, and rules and regulations governing the departments as consolidated.

3. The relative cost and efficiency of the present system and that of the proposed system.

Adopted January 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 27, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 13.

(By Mr. McAllister.)

WHEREAS, the widow of the late Col. William C. Smith, commanding First Tennessee Volunteer Infantry, war with Spain, who died on the field of battle near Manila, Philippine Islands, having tendered the State the sword worn by Colonel Smith at the time of his death;

Be it resolved by the Senate, the House concurring,
That this sword be accepted by the State and turned over to the Adjutant General, to be by him placed, with a suitable inscription, in the case in the corri-

dors of the Capitol containing the colors of the First Tennessee Infantry.

Be it further resolved, That the thanks of the State be tendered Colonel Smith's widow.

Adopted January 24, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 1, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 14.

(By Mr. Morrell.)

Be it resolved by the Senate, the House of Representatives concurring, That the Clerk of the Senate have five hundred copies of Governor Hooper's inaugural address printed and delivered to the Secretary of State, to be bound by that official in the Appendix to the Senate and House Journals for preservation, and that the cost of same be included in the appropriation bill.

Adopted January 29, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 30, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 15.

(By Mr. Williams.)

Be it resolved by the Senate of the Fifty-Eighth General Assembly of Tennessee, the House concurring, That the two Houses meet in joint convention at 11 o'clock A.M. Friday, January 31, 1913, for the purpose of electing a State Treasurer, Secretary of State, and State Comptroller in the order named.

Adopted January 29, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved January 30, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 16.

(By Mr. Blakemore.)

WHEREAS, on or about November 27, 1902, one John S. Norrell, a citizen of this State, and at that time a brakeman on the Nashville, Chattanooga and St. Louis Railway, was assaulted and shot by one George Frankgos, at the latter's place of business, a restaurant on Broadway, near the terminal station; and

WHEREAS, as a result of said shooting the said John S. Norrell was under medical treatment for two years and is now partially paralyzed and wholly incapacitated to make a living at manual labor; and

WHEREAS, the said George Frankgos was arrested, indicted for attempt to commit murder, and placed under bond in the Criminal Court of Davidson Coun-

ty, as shown by the records of said Criminal Court; and

WHEREAS, the said George Frankgos fled the State and the jurisdiction of said Criminal Court, thereby forfeiting his bond; and

WHEREAS, the amount, two thousand four hundred and sixty-one dollars (\$2,461), has been paid into the State treasury by the bondsmen of said George Frankgos, as shown by the records of the Supreme Court, Execution Docket No. 22291;

Be it resolved by the Senate, the House of Representatives concurring, That there be, and is, hereby appropriated out of any moneys in the treasury not otherwise appropriated the sum of one thousand two hundred and thirty dollars (\$1,230), being over one-half of the amount paid into the State treasury by the bondsmen aforesaid, for the use and benefit of said John S. Norrell, and that the Comptroller be, and he is, hereby directed to draw his warrant for said sum in favor of said John S. Norrell, or his legal guardian.

Be it further resolved, That the said sum of \$1,230 be included in the general appropriation bill for that purpose.

Adopted February 19, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.,
Governor.

Senate Joint Resolution No. 16, having been held by the Governor for more than five days and returned by him without his signature, becomes a law without his approval, as provided by the Constitution.

March 26, 1913.

J. M. FULTON,
Chief Clerk of Senate.

SENATE JOINT RESOLUTION No. 17.

(By Mr. Butler.)

Resolved by the General Assembly of the State of Tennessee, That the sum of \$749.25 be paid out of the State treasury by the State Treasurer on account of the expenses of the inauguration of Hon. Ben W. Hooper as Governor of the State of Tennessee on January 27, 1913, as follows:

1. To E. B. Ewing Decorating Company, \$275.
2. To Rice Bureau, for Auditorium, \$125.
3. To Tennessee Regiment Band, \$104.
4. To Williams Printing Company, invitations, \$197.50.
5. To Edwards Auto Livery Company, \$31.
6. To Montgomery & Company, rental stands, \$2.
7. To Will Givens, drayage, \$2.
8. To Carter Hough, rent rope, \$1.
9. To Presbyterian Publishing Company, \$8.50.
10. To C. R. and H. H. Hatch, printing badges, \$3.25.

Resolved further, That the State Treasurer, before paying out said sums, shall take an itemized voucher and receipt for each account and file same in his office.

Resolved further, That said sums shall be included in the next general appropriation bill.

Adopted February 18, 1913..

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 18.

(By Mr. White.)

WHEREAS, R. M. Bugg, an ex-Confederate soldier and resident of Giles County, Tenn., is on the pension rolls of the State, receiving as such pensioner \$5 per month; and

WHEREAS, the said R. M. Bugg was out of the State of Tennessee on a visit to his son in the city of Little Rock, Ark., and while thus absent from the State of Tennessee on said visit, did not receive his monthly pay for a period of nine months during the year 1908; and

WHEREAS, during said period of nine months the said R. M. Bugg was in fact a citizen of the State of Tennessee, being merely temporarily absent from the State on said visit, and had not changed his domicile nor citizenship, and did not in any way exercise the right of citizenship in the State of Arkansas; and

WHEREAS, during said temporary absence he was entitled to his monthly pension of \$5 per month, but was denied same by the Pension Board, which sum, amounting to \$45, is still due him and remains unpaid; therefore

Be it resolved by the Senate, the House concurring, That said sum of \$45 be paid to the said R. M. Bugg out of the pension funds of the State, and that the Comptroller of the State issue his warrant against the pension fund in favor of the said R. M. Bugg for said amount.

Adopted March 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved April 2, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 19.

(By Mr. Underwood.)

Resolved by the Senate, the House concurring, That the customary recess of the General Assembly shall begin on February 21 (Friday), and close Monday, March 17, 1913, at the hour of noon.

Adopted February 11, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 20.

(By Mr. Morrell.)

Be it resolved by the Senate of the Fifty-Eighth General Assembly, the House concurring, That the joint convention heretofore called for the purpose of electing members of State Board of Elections at 12 o'clock noon of February 7, 1913, be postponed to the same hour Tuesday, February 11, 1913.

Adopted February 6, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 11, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 22.

(By Mr. Underwood.)

Be it resolved by the Senate, the House concurring,
That the Hon. W. R. Webb, junior Senator from Tennessee, be, and is, hereby congratulated for his action in supporting and voting for the Webb Bill in the United States Senate, and thereby carrying out the will of the people of Tennessee.

Adopted February 14, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 19, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 23.

(By Mr. Baxter.)

WHEREAS, there is pending in the present General Assembly a bill providing for the issuance of a large bond issue for the State of Tennessee for the funding of the State debt; and

WHEREAS, it appears that it would be to the material interest of the State in said bill, to exempt said funds from taxation if the same can be legally done; and

WHEREAS, some constitutional objection has been raised thereto; and

WHEREAS, it is generally known that there are certain lawyers of East where opinions will be required by the purchasers of the proposed bonds before they will be accepted, and that it would add materially to the value and desirability of said bonds to have the opinion of some one or more of these able attorneys before said bond bill is acted upon; therefore

Be it resolved by the Senate, the House concurring,

That a committee of five, two from the Senate and three from the House, be appointed by the respective Speakers to confer with some of the attorneys and ascertain what the cost would be for the opinion as hereinbefore provided for, and report to the respective Houses as soon as possible.

Be it further resolved, That said committee herein provided for shall draw no additional pay for serving on said committee.

Adopted February 14, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 20, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 24.

(By Messrs. Morrell and Pardue.)

WHEREAS, the Board of Mayor and Aldermen of the city of Knoxville, acting under authority given by a statute of the State of Tennessee (See Private Acts of 190. . and subsequent amendments thereto), and in conformity to appropriate ordinances and resolutions of said Board of Mayor and Aldermen, graded, improved, and paved Asylum Street in front of the State Deaf and Dumb School, and also graded and improved and paved West Cumberland Avenue in front of the University of Tennessee. The first work was completed April 17, 1907, and is in Improvement District No. 3; the second was completed August 7, 1908, and is in Improvement District No. 9; and

WHEREAS, the cost of the paving in front of the Deaf and Dumb School property abutting on Asylum Street and in Improvement District No. 3 having been assessed according to provisions of law, is \$3,-

294.90; and the cost of paving in front of the University of Tennessee property abutting on Cumberland Avenue West and in Improvement District No. 9, having been assessed according to provisions of law, is \$3,403.77, none of which has been paid and nearly all is due and delinquent; and

WHEREAS, the Deaf and Dumb School and the University of Tennessee are institutions owned and controlled either directly or indirectly by the State of Tennessee, and the expense of upkeep and improvements to the same constitute an obligation that must be met by the funds of the State; and it is the belief of the members of the General Assembly of the State of Tennessee that the State itself should assume its just proportion of any obligation or debt that may have been contracted incidental to the work of making the improvements herein mentioned, and especially since the same was made under the authority of a law enacted by the representatives of the State in Legislature assembled; now, therefore

Be it resolved, First, That the aforesaid amounts, aggregating \$6,698.67, is a just debt against the State of Tennessee, is past due and delinquent, and the same is hereby ordered paid; and the Comptroller and Treasurer is by these resolutions directed to issue proper vouchers in favor of the city of Knoxville in settlement of these claims whenever the same shall have been duly proven by the fiscal agents of said city.

Be it resolved, Second, that said amounts, when so paid, shall be included in the next appropriation bill which shall be passed by the present General Assembly for the purpose of appropriating funds for the operation and maintenance of the different departments and institutions of the State of Tennessee.

Adopted, 191..

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 28, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 25.

(By Mr. Baxter.)

Be it resolved by the Senate of the Fifty-Eighth session of the General Assembly of the State of Tennessee, the House of Representatives concurring,

WHEREAS, the savings banks of the State of New York are now authorized by the savings bank law of that State, by an amendment in general heretofore adopted, to invest in the refunding bonds of the State of Tennessee issued prior to 1895, including the three per cent bonds, but are not authorized to invest in other bonds of the State of Tennessee than refunding bonds issued prior to 1895; and

WHEREAS, the records of the Funding Board show that savings banks of the State of New York are now registered holders of several million dollars of said three per cent bonds which will be paid July 1, 1913; and it is deemed of the greatest interest to this State in providing a market for the proposed issue of four per cent bonds dated July 1, 1913, that said savings bank law be amended so that it may authorize such savings banks to invest and reinvest their funds in said proposed bonds of July 1, 1913; now, therefore

Be it resolved, That the Funding Board be, and hereby is, authorized and directed to take such immediate steps as may in their judgment be proper and desirable to secure the passage of an amendment to the savings bank law of the State of New York authorizing the investment of funds of New York savings banks in the proposed refunding bonds of July 1, 1913.

Adopted February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 28.

(By Mr. Underwood.)

Be it resolved by the Senate, the House concurring,
That the following committees be appointed by the respective Speakers to sit during the recess for the purposes herein set out.

1. A committee of two from the Senate and four from the House to visit the charitable institutions of the State, including the Pressman's Union Home, in Hawkins County, to investigate the conduct and management thereof and the conditions existing therein, and to report upon said matters to the General Assembly.

Said committee is specifically instructed to ascertain needs of said institutions in the way of appropriations and other legislation, and to submit their recommendations to the recess Finance, Ways, and Means Committee as soon as completed.

Said committee shall receive a per diem of four dollars and actual necessary expenses, properly itemized, for not more than fifteen days.

2. A committee of two from the Senate and four from the House to visit the State prisons at Nashville and Petros, the Herbert Domain, the Tennessee Industrial School, and the State Reformatory; to investigate the conduct and management thereof, and the conditions prevailing therein, and to report upon said matters to the General Assembly.

Said committee is specifically instructed to ascertain the needs of each of said institutions in the way of appropriations and other legislation, and to submit their recommendations as to appropriations to the recess Finance, Ways, and Means Committee.

Said committee shall receive a per diem of four dollars and actual necessary expenses, properly itemized, for not more than eight days.

Neither of the foregoing committees will attempt to audit the books of said institutions, this work being reserved for the State Auditor.

3. A subcommittee of the Finance, Ways, and Means Committee, composed of two from the Senate and four from the House, to draft the general and miscellaneous appropriation bills; and to draft revenue and assessment bills, revising, amending,

and reforming the laws of taxation of Tennessee along the lines demanded by the people and promised by all parties in the recent campaign.

In reporting to the General Assembly, said committee will give a detailed estimate of the receipts and expenditures of the State during the ensuing biennial period.

Said committee will sit in the city of Nashville, and will receive a per diem of four dollars and actual necessary expenses, properly itemized, for not more than twenty days.

This resolution shall be construed as a revocation or rescission of Joint Resolution No. . . , which authorized a similar committee which was not empowered to sit during the recess.

Neither of said committees above mentioned shall employ a Sergeant-at-Arms.

4. A committee of two from the Senate and three from the House to investigate the College of Agriculture and the experiment station at Knoxville, the experiment station at Jackson, and other State agricultural institutions. The per diem to be the same as provided for other committees, with actual traveling expenses as provided for other committees, and time limited to fifteen days, with no Sergeant-at-Arms; *provided*, that this committee will do auditing.

Adopted February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.....,
Governor.

Senate Joint Resolution No. 28, having been held by the Governor for more than five days and returned by him without his signature, becomes a law without his approval, as provided by the Constitution.

March 26, 1913.

J. M. FULTON,
Chief Clerk of Senate.

SENATE JOINT RESOLUTION No. 31.

(By Mr. Elkins.)

Be it resolved by the Senate of Tennessee, the House of Representatives concurring, That the following committee be appointed by the respective Speakers to sit during the recess for the purpose hereinafter set out.

A committee of two from the Senate and four from the House to visit the educational institutions of the State, to investigate the conduct and management thereof and the conditions existing therein, and to report upon said matters to the present General Assembly. Said committee is specifically instructed to ascertain the needs of the educational institutions of the State in the way of appropriations and legislation, and to submit their recommendations as to appropriations to the Finance, Ways, and Means Committee as soon as the investigation is complete.

Said committee shall receive a per diem of four dollars per day, and necessary expenses incurred in the discharge of their duties as such committee, properly itemized, for not more than fifteen days.

The committee will not attempt to audit the books of the institutions investigated, that duty being reserved for the State Auditor. Said committee will not employ a Sergeant-at-Arms.

Adopted February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.,
Governor.

Senate Joint Resolution No. 31, having been held by the Governor for more than five days and returned by him without his signature, becomes a law without his approval, as provided by the Constitution.

March 26, 1913.

J. M. FULTON,
Chief Clerk of Senate.

SENATE JOINT RESOLUTION No. 32.

(By Mr. Crawford.)

Resolved by the Senate, the House concurring,
That the Governor be requested to return to the Senate in which it originated Senate Bill No. 53, providing for the issue of bonds for refunding the State debt without any action being taken by him thereon, to the end that this General Assembly may reconsider its action in passing said bill, and may amend the same as the best interest of the State require, and repass the same with such amendments.

Adopted February 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives..

Approved February 21, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 35.

(By Mr. Fitzpatrick.)

Be it resolved by the Senate, the House concurring,
That the Hon. Gifford Pinchot; the Hon. H. S. Graves, United States Forester; the Hon. John H. Finney, Chairman Forestry Committee, Southern Commercial Congress, and others, be invited to address a joint meeting of the House and Senate, 2 P.M. Tuesday, March 25, 1913, for the purpose of discussing the forestry situation in Tennessee, and the bill

to be introduced creating the State Board of Forestry.

Adopted March 21, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved March 27, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 36.

(By Mr. Underwood.)

WHEREAS, by amendment to the general education bill, the same being Chapter 264 of the Acts of 1909, the duties of the Free Library Commission have been placed upon the State Department of Public Instruction, and the purchase and maintenance of circulating libraries have been placed upon the State library: therefore

Be it resolved by the Senate of the Fifty-Eighth General Assembly, the House of Representatives concurring, That the circulating libraries now in the possession of the Free Library Commission be transferred to the State library.

Adopted April 4, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.....,
Governor.

This Act, having been held by the Governor for more than five days without being returned with his signature or approval, has become a law without his signature.

April 25, 1913.

J. M. FULTON,
Chief Clerk of Senate.

SENATE JOINT RESOLUTION No. 39.

(By Mr. McKinney.)

WHEREAS, the Joint Investigating Committee on Penal Institutions, in that part of their report relating to the health of convicts, say in part that on account of gravity of the tuberculosis situation at the main prison and the magnitude of the problem, that it was impossible for them to arrive at a proper solution in the limited time at their disposal; and

WHEREAS, bills have already been introduced in both houses of the General Assembly providing for the erection of a tubercular hospital, and this, in the opinion of the committee, being wholly inadequate, or at least only a step in the right direction in so long as the infected convicts are allowed from necessity to work, eat, and sleep with the well ones, a hospital alone will not stop the continued spread of this disease; and

WHEREAS, it has for some time been considered expedient that the State should purchase additional farm lands, and being advised that a fine body of land adjoining the prison farm can be purchased at a reasonable price on long payments at a reasonable rate of interest, and as this vexing and dangerous situation may be completely solved by the purchase of said land and building said hospitals thereon; and providing suitable quarters for those infected that they may be completely isolated from the well convicts, giving them out-of-door employment, fresh air, and sunshine, which would not only tend toward effecting a cure, but would prevent the further spread of this dread disease and at the same time be a source of profit to the State; therefore

Be it resolved by the Senate, the House concurring, That said Committee on Penal Institutions be, and they are, hereby empowered and instructed to ascertain the necessity of purchasing said land in detail, and also to ascertain at what price and upon what terms the land can be purchased for the State,

and report same immediately to their respective bodies.

Adopted March 28, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved April 2, 1913.

BEN W. HOOPER,
Governor.

SENATE JOINT RESOLUTION No. 43.

(By Messrs. Fisher, Crawford, Pope, Fulton, and Stewart.)

WHEREAS, the Department of Public Instruction is hampered in the discharge of its work by lack of office space, there being at present nine people occupying an office with space insufficient for more than two, and the efficiency of the department is greatly impaired thereby; therefore

Be it resolved by the Senate of the Fifty-Eighth General Assembly, the House of Representatives concurring, That the sum of three thousand dollars (\$3,000), or such part thereof as may be necessary, be, and the same is, hereby appropriated to be expended under the joint direction of the Superintendent of the Capitol and the State Superintendent of Public Instruction in fitting up and equipping offices in the east alcove of the second floor according to plans approved by the State Capitol Commission, said appropriation to be paid out of the interest on the permanent school fund.

Adopted April 14, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved, 191..

.,
Governor.

This Act, having been held by the Governor for more than five days without being returned with his signature or approval, has become a law without his signature.

April 25, 1913.

J. M. FULTON,
Chief Clerk of Senate.

HOUSE RESOLUTION No. 51.

(By Mr. Creswell.)

WHEREAS, it has been decreed by divine authority that it is not good for man to live alone; and

WHEREAS, our good friend and fellow-member, the Hon. Henry Fisher, has seen fit to obey this injunction and take unto himself as a life's companion a beautiful, charming, and accomplished young woman of Nashville (Miss Ruby Franklin); therefore

Be it resolved by the members of the Fifty-eighth General Assembly of the State of Tennessee, That we extend to our fellow-member our most hearty congratulations, and wish for him and his good wife all the pleasure and happiness to which they are justly entitled.

Adopted June 20, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE JOINT RESOLUTION No. 71.

(By Mr. McFarland.)

Be it resolved by the House of Representatives of the State of Tennessee, the Senate concurring, That the Funding Board of the State of Tennessee be, and it is, hereby authorized to proceed at once to contract for and have prepared such necessary forms of notes or certificates as will enable said Funding Board to make short-time or emergency loans for the purpose of providing means to care for the present bonded indebtedness and interest of the State, as provided for by the enabling Act of the General Assembly.

Adopted June 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved June 21, 1913.

BEN W. HOOPER,
Governor.

SENATE RESOLUTION No. 37.

(By Shelby County Delegation.)

WHEREAS, death has called from this life the Hon. H. M. McKay, of Shelby County, an honored member of this Senate during the Fifty-sixth and Fifty-seventh General Assemblies; therefore be it

Resolved, That the Senate express its profound sorrow at the sudden taking off of this splendid citizen and Christian statesman.

Resolved, further, That these resolutions be spread upon the Journal of this Senate, and that the Clerk furnish a copy to the family of the deceased.

Adopted April 18, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 38.

(By Mr. McAllister.)

Be it resolved by the Senate, That a committee of three be immediately appointed by the Speaker for the purpose of immediately ascertaining the probable revenues of the State for the ensuing biennial period.

Adopted June 19, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

ERRATA.

ERRATA.

House Resolution No. 51 should follow House Resolution No. 50, on page 249.

House Joint Resolution No. 71 should follow House Joint Resolution No. 60, on page 277.

Senate Resolutions Nos. 37 and 38 should follow Senate Resolution No. 36, on page 292.

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SENATE RESOLUTIONS.

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JOINT RESOLUTIONS.**

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PUBLIC ACTS

OF THE

GENERAL ASSEMBLY of the STATE of TENNESSEE

PASSED BY THE

FIFTY-EIGHTH GENERAL ASSEMBLY,
(First Extra Session)

**Which was Begun and Held at Nashville, on the
Second Monday in September, in the Year
of Our Lord One Thousand Nine
Hundred and Thirteen.**

PUBLIC ACTS

OF THE

GENERAL ASSEMBLY of the STATE OF TENNESSEE

PASSED BY THE

FIFTY-EIGHTH GENERAL ASSEMBLY,
(FIRST EXTRA SESSION)

WHICH WAS BEGUN AND HELD AT NASHVILLE, ON THE SECOND
MONDAY IN SEPTEMBER, IN THE YEAR OF OUR LORD ONE
THOUSAND NINE HUNDRED AND THIRTEEN.

CHAPTER 1.

HOUSE BILL No. 40.

(By Mr. Drane.)

AN ACT to establish a levee and drainage district to be known as the Dyer Levee and Drainage District, within the following boundaries—to wit: Beginning on the north side of the Obion River at the mouth thereof, and running from thence up the said river as it meanders to the mouth of the Forked Deer; thence up the north side of the Forked Deer River to the east boundary line of the Martin Armstrong Grant No. 164; thence north with the east boundary line to where the same crosses the center line of the Tiger Trail Branch of the Illinois Central Railroad; thence in a westerly direction to the south boundary line of the corporation of Finley, Tenn.; thence with the south and west boundary lines of the corporation of Finley, to the center line of the Chicago, Memphis and Gulf Railroad; thence with said center line of said railroad to the north bank of the Obion River; thence up said river with its meanders to where the north boundary line of the John Dugan grant for three thousand acres strikes the same; thence west with the north boundary line of the said Dugan tract to where the same crosses the road leading from Cobb's Ferry; thence north with said Cobb's Ferry Road to the road leading from Lane's Ferry to Curtner Springs; thence continuing in a westerly and northerly direction with the said Curtner Springs Road past Curtner Springs and continuing on north with the road that lies nearest the hills, crossing the Dyer and Obion County line to Webb's Store, in Obion County; thence to the edge of Reelfoot Lake at low-water mark; thence south and west with the borders of the lake at low-water mark to the west end of the bridge

at the head of the washout in Lake County, Tenn.; thence in a westerly direction to the bank of the Mississippi River; thence down the said river with its meanders to the beginning—for the purpose of erecting a levee from the high grounds south of Tiptonville, Tenn., to the mouth of the Obion River, and for the purpose of draining and the reclamation of the wet and swamp lands within such boundaries, and prescribe the method for so doing, and providing for the assessment and collection of the cost and expenses of such improvements, and the manner of obtaining the means and funds therefor.

Boundaries.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the lands contained within the following boundaries—to wit: Beginning on the north side of the Obion River, at the mouth thereof, and running from thence up the said river as it meanders to the mouth of the Forked Deer River; thence up the north side of the Forked Deer River to the east boundary of the Martin Armstrong Grant No. 164; thence north with said east boundary line to where the same crosses the center line of the Tiger Tail Branch of the Illinois Central Railroad; thence in a westerly direction to the south boundary line of the corporation of Finley, Tenn.; thence with the south and west boundary lines of the corporation of Finley to the center line of the Chicago, Memphis and Gulf Railroad; thence with said center line of said railroad to the north bank of the Obion River; thence up said river, with its meanders, to where the north boundary line of the John Dugan grant for three thousand acres strikes the same; thence west with the north boundary line of the said Dugan tract to where the same crosses the road leading from Cobb's Ferry; thence north with said Cobb's Ferry Road to the road leading from Lane's Ferry to Curtner Springs; thence continuing in a westerly and northerly direction with the said Curtner Springs Road, past Curtner Springs, and continuing on north with the road that lies nearest the hills, crossing the Dyer and Obion County line, to Webb's Store, in Obion County; thence to the edge of Reelfoot Lake at low-water mark; thence south and west with the borders of the lake at low-water mark to the west end of the bridge at the head of the washout in Lake County, Tenn.; thence in a westerly direction to the bank of the Mississippi River; thence down the said river, with its meanders, to the beginning—be, and

the same are, hereby constituted a levee and drainage district, to be known as the "Dyer Levee and Drainage District," with all the powers and privileges that such district would have if established under and by virtue of the Act of the General Assembly of 1909, Chapter No. 185.

SEC. 2. *Be it further enacted*, That E. Rice, of Dyer County, Tenn.; R. C. Donaldson, of Lake County, Tenn.; and Tom Morris, of Obion County, Tenn., are hereby appointed a Board of Directors of the above-mentioned district, and as such Directors they shall have the general control and management of the business affairs of said district and supervision of the same, and be vested with power and authority to make contracts as provided by this Act for all improvement to be done in said district; that at the January term, 1915, of the Quarterly County Court of Obion County, and every four years thereafter, there shall be elected by the said County Quarterly Court one freeholder of said county, who is interested in the lands of said district, to succeed the said Tom Morris; that at the January term, 1916, of the County Quarterly Court of Lake County, and every four years thereafter, there shall be elected by the said County Quarterly Court one freeholder of the said county of Lake, who is interested in the lands in the said district, to succeed the said R. C. Donaldson; and that at the January term, 1917, of the County Quarterly Court of Dyer County, and every four years thereafter, there shall be elected by the said County Quarterly Court of Dyer County one freeholder of the said county of Dyer, who shall be interested in the lands in said district, to succeed the said E. Rice. If there shall be a vacancy in the office of the said Board of Directors at any time because of resignation or other reasons, the County Court of the county in which said vacancy occurs shall appoint another Director of like qualifications to fill such vacancy until the next Quarterly Court of said county, at which time the said vacancy shall be filled by the election of a Director by the said Quarterly Court; and for sufficient reason the County Court may remove a Director so appointed, but not until such Director has had at least five days'

Board of
Directors.

Vacancies.

notice of the time of the hearing and of the grounds upon which he should be removed as alleged; and he shall thus be entitled to be heard and to introduce proof on the issue as to whether he shall be so removed as a Director; and if on the hearing the decision of the County Court is that he be removed, he may appeal therefrom on giving cost bond to the Circuit Court of the county, where the matter shall be heard anew and such judgment given as that court deems just and proper. If a Director is removed, the County Court shall appoint another to serve until the next meeting of the Quarterly Court of the county whose Director shall have been removed. The said above-mentioned persons shall, within thirty days after the passage of this Act, organize by the election of one of the three members as Chairman and one of the three members as Secretary and Treasurer.

Report of
Board.

SEC. 3. *Be it further enacted*, That the said Board of Directors shall, within ninety days from and after the passage of this Act, make a report, which said report shall be filed with the Clerk of the county of each of the said counties of Dyer, Lake, and Obion, in which said report they shall show the location of the levee to be established from the grounds of Lake County, Tenn., at Tiptonville, to the mouth of the Obion River, showing the ownership of each tract of land over which the said levee shall run, as far as is practicable, and ascertain the said ownership and the number of acres to be taken therefrom to properly construct the said levee. They shall also show the location of any drainage ditch or ditches that may be necessary to carry off the water that may interfere with such levee, showing also the necessary change of any water course within the said district that may be necessary for the proper erection and protection of such a levee, giving the names of the owner of the land over which the said ditch or ditches may pass and the number of acres to be taken therefrom; and that for the making of said report and the ascertaining of such information the said Board of Directors shall have the power to employ such engineer or engineers, rodman, axmen, and other help as they may be necessary, returning

an itemized expense account to the said County Court Clerks of Dyer, Lake, and Obion. Said report submitted within ninety days to the County Court Clerks, if not complete as to any details, further time may be granted by said County Courts in which to complete said report as to specific details. In making up said report, the Board of Directors may, if they see fit, rely upon the survey and the report by the engineers of the Federal Government under and by virtue of the Act of Congress approved July 25, 1912.

The said Board of Directors shall also submit a report, showing the estimated cost of constructing such a levee and necessary ditches, and in said report may rely upon the said survey and report of the Federal authorities aforesaid.

Construction—
cost of.

The said Board of Directors shall confer with the Mississippi River Commission, and ascertain what portion of the cost of construction will be borne by the said Federal Government, and make return of such information with the above said report.

SEC. 4. *Be it further enacted*, That upon the report of the Board of Directors being filed, five days' notice to the owner, his agent or representative, if such can be found in the county, and, if not, by publication of some newspaper of said county, will be given by the Clerk of the County Court in which the land lies, to the owners of said lands which are sought to be taken for the erection of said levee or drainage ditches, that said land shall be appropriated for the purpose aforesaid; and the County Court of the county within which the land sought to be taken lies will, within four months after the passage of this Act, appoint viewers, who, after being duly sworn to act impartially and faithfully to the best of their ability, shall proceed to view the premises and determine and fix the amount of damages to which each claimant is entitled, and file a report in writing with the County Court Clerk, showing, first, the value of the lands sought to be taken, and, second, the amount of incidental damages each claimant will be entitled to because of the establishment of the proposed improvement. The report of the viewers shall be filed as soon as practicable; and if any of them fail or

Notice to land
owners.

Damages.

refuse to act for any reason, or they do not proceed to act with promptness, the County Court may appoint other viewers in place of any or all of them.

In estimating the damages, the viewers shall give the value of the land proposed to be taken, without deduction; but incidental benefits may be taken into consideration in estimating the incidental damages.

Right of
appeal.

SEC. 5. *Be it further enacted*, That upon the filing the said report, the court will enter a judgment in favor of party whose land is taken against the said levee and drainage district, and from which said judgment either the said levee and drainage district or any party aggrieved may appeal to the next term of Circuit Court of the county in which said judgment is rendered; and any party so desiring to appeal shall have the benefit of such appeal at any time within ten days after such decision is made, without formally praying an appeal, by filing with the Clerk of the County Court notice of such an appeal, at the same time filing with said Clerk a bond, to be approved by the said Clerk, in the sum of two hundred and fifty dollars, and conditioned to pay all costs and expenses of the appeal, unless the finding of the Circuit Court shall be more favorable to the appellant or appellants than the finding or decision of the County Court; *provided, however*, that it shall not be necessary for the levee and drainage district to execute any such bond.

The Circuit Court shall hear any such appeal de novo, and the proceedings shall be as in other condemnation cases.

Damages—to
file claim for.

SEC. 6. *Be it further enacted*, That any person claiming damages as compensation for or on account of the construction of such levee or drainage ditch or ditches shall, within four months after the passage of this Act, file such claim in the office of the County Court of the county in which the said property lies, and, on failure to file such claim within the specified time, shall be held to have waived his rights thereto. If any claims for damages have been filed as above provided, the viewers appointed under the foregoing section shall assess such damages and make report thereof to the County Court of the county in which such damages accrue, upon which

said report the said County Court shall enter judgment against said levee district. Either party may appeal from such judgment to the Circuit Court of said county by giving bond and notice as in the foregoing section; *provided, however*, it shall not be necessary that the levee and drainage district execute such appeal bond.

SEC. 7. *Be it further enacted*, That after the said amounts of damages shall have been fixed by the said County Court upon report of the said viewers, the amount of all such damages shall, by said court, be required to be paid in the first instance by the said levee and drainage district or be secured to be paid upon such terms and conditions as the County Court may deem just and proper; that after said judgment shall have been entered, the said County Court shall enter a proper order of condemnation, showing all such lands are appropriated and belong to such levee and drainage district for all its necessary purposes; and the said court will issue a writ of possession and put the said Board of Directors of the said levee and drainage district in possession of the said property so appropriated.

Damages—
payment of.

SEC. 8. *Be it further enacted*, That the appeal hereinbefore provided for shall in no way affect the issuance of the writ of possession by the said County Court after the said judgment against the said levee and drainage district shall have been paid or secured as provided for hereinabove.

SEC. 9. *Be it further enacted*, That when the said levee and drainage ditches necessary for proper erection thereof shall have been located as provided in this Act, the County Court of each county shall appoint one Commissioner from its county, who shall be a freeholder of the county from which he is appointed, not living in the levee and drainage district herein provided for and not interested therein or in any like question, nor related to any party whose land is affected thereby; and they shall, as soon as practicable after their appointment, and after being duly sworn to perform their duty faithfully and impartially to the best of their ability, inspect and classify all the lands benefited by the location and construction of such drainage or levee

Commission-
ers—duties
of.

district in the graduated scale of benefits, naming the tract or tracts of each owner, and so classifying the same, each tract to be numbered according to the benefit received, as below provided, by the proposed improvement; and they shall make an equitable apportionment and assessment of the cost, expenses, costs of construction, fees, and damages assessed for the construction of any such improvement, and make report in writing thereof to the County Court of the county wherein such tract lies.

Lands—classi-
fication of.

In making said estimate and apportionment, the lands receiving the greatest benefit shall be marked on the scale of 100, and those benefited in a less degree shall be marked with such percentage of 100 as the benefit received bears in proportion thereto. This classification, when finally established, shall remain as a basis for all future assessments connected with the objects of said drainage and levee district. unless the County Court, for good cause, shall authorize a revision thereof. In making such classification, said Commissioners are authorized to divide the land of one owner lying in one body into more than one tract and classify each subdivision thereof, if they are of the opinion that portions of such entire tract will be more benefited than other portions, and especially when such entire tract is a large one, and that it will be more equitable and just to so classify it in subdivisions. In the report of said Commissioners they shall specify each tract of land by reasonable description, and the ownership thereof, as the same appears on the tax books of the county, if such description is practicable; if not, such description as they deem best.

Assessments—
objections to.

After the said reports shall have been filed, the levee and drainage district or any party or parties interested who is affected thereby, or whose lands are assessed, shall have thirty days in which to file objections to said report; and the said County Court of the county in which said objections shall have been filed shall proceed to hear and determine all objections to said report filed, and may increase, diminish, or annul or affirm the apportionment or assessment made in such report, or any parts thereof, as may appear to the court to be just and equitable;

and when such hearing shall have been had, the County Court shall assess the said apportionment so fixed by it upon the land within such levee or drainage district.

If the first assessment made by the court for the original cost of an improvement as provided in this Act is insufficient, the court may make an additional assessment in same ratio as the first. If for any reason the court annuls in toto or set aside such report or remove them and appoint new Commissioners to act as in the first instance, if desired by the parties concerned.

SEC. 10. *Be it further enacted*, That the assessments shall be levied upon the land of the owners so benefited in the ratio aforesaid, and shall be collected in the same manner as taxes for the county purpose, except as herein especially provided; and the funds so collected shall be kept as a separate fund, and shall be paid out only for purposes properly connected with such improvement, and on the order of warrant of the Judge or Chairman of the County Court.

SEC. 11. *Be it further enacted*, That an appeal may be taken to the Circuit Court of the county from the order of the County Court fixing the assessment or benefits upon the lands in the same manner and time as herein provided for appeals from the assessment of damages, and the action of the Circuit Court shall be certified by the Clerk of the said Circuit Court to the County Court.

Appeal may
be taken.

SEC. 12. *Be it further enacted*, That when an appeal is taken from an order of the County Court made in any proceeding before it under this Act, the County Court may employ counsel to present the interests of the levee and drainage district affected by such appeal, and on the trial thereof in the appellate courts, and the expenses of such counsel shall be paid out of the drainage fund of such district.

SEC. 13. *Be it further enacted*, That in said counties of Dyer, Lake, and Obion the County Court Clerk of such county shall provide a book, to be known as the "Levee and Drainage Record," to be paid for by each of said counties; and the said Clerk shall keep therein a full and complete record of all

"Levee and
Drainage
Record."

the proceedings arising under this Act, including all orders made by the County Court and certified from the Circuit Court, and a copy of all bonds required to be given under this Act, etc.

County Court
Clerk—
fees of.

SEC. 14. *Be it further enacted*, That the fees of the County Court Clerk in proceedings under this Act shall be the same as for similar service now allowed by law; and in such case the County Court may allow said Clerk an additional sum for extra service, or services not covered by existing fee bills or statutes, to be fixed by the court and paid as other costs and expenses in the case or proceedings.

SEC. 15. *Be it further enacted*, That where any assessments made and levied under this Act cannot for any reason be enforced and part of the work has been done, the County Court shall proceed as to any or all lands benefited by said improvement in the same manner as if the appraisalment and apportionment of benefit had never been made, in which event any payment already made shall be duly credited to those who have paid the same.

Contracts—
how made.

SEC. 16. *Be it further enacted*, That no contracts for improvements to be done in such drainage or levee district shall be made until after the Commissioners provided for in this Act have made their inspection, classification, and apportionment, and assessment of benefits have been determined and settled by the court; but after the said Commissioners and the court have so acted, then such contract may be made by the Board of Directors of the district. Before entering into any contracts for improvements, the Board of Directors of said district shall cause notice to be given once a week for four consecutive weeks in some newspaper published in the county wherein such improvement is located, and such additional publication elsewhere as they may direct, of the time and place of letting the work of construction of said improvement; and in such notice they shall specify the approximate amount of work to be done in each section and the time fixed for the commencement and completion thereof; and they shall award contract or contracts for each section of the work to the lowest responsible bidder or bidders thereof, or they may award the contract as a

whole to the lowest responsible bidder, exercising their own discretion as to letting said work as a whole or in sections, and reserving the right to reject any and all bids and readvertise the letting of the work.

Each person bidding for such work shall deposit with the Treasurer of the Board of Directors, in cash or certified check, a sum equal to ten per centum of the amount of the bid, not in any event, however, to exceed ten thousand dollars, said deposit to be returned to him if his bid is not successful, and, if successful, to be retained as a guarantee only of his good faith in entering on said contract.

Bidders.

The successful bidders shall be required to execute a bond, with sufficient surety, payable to the county, for the use and benefit of the levee and drainage district, in an amount equal to twenty-five per centum of the estimated cost of the work so let, or he may deposit such amount in cash with the Treasurer of the Board of Directors as security for the performance of his contract; and upon execution of such a bond, or the making of such deposit, the deposit originally made with his bid shall be returned to him.

SEC. 17. *Be it further enacted*, That said Board of Directors shall employ a competent engineer to take charge and supervision of such improvement work, contracting with him for compensation for his services in such sum or at such rate as may be agreed upon, and to be paid as other expenses of such district. The Directors may remove such engineer and contract with another if they see fit for any reason.

Engineer to have charge.

The engineer in charge of the construction shall furnish this contractor monthly estimates of the amount of work done on each section; and upon filing the same with the County Court Clerk, the Judge or Chairman of the County Court of Dyer, Lake, and Obion Counties shall draw a warrant in favor of such contractor for eighty per centum (80%) of the work done, according to the estimate of each of said county's proportionate part; and when said work is complete to the satisfaction of the Board and said engineer, and so certified by him and said Board, such certificates filed with the County Court

Work done—
report and
payment of.

Engineer—
bond of.

Clerk, then the Judge or Chairman of said County Court shall draw a warrant in favor of the contractor for each county's proportionate part of the balance due. All warrants shall be drawn upon the County Trustee or Treasurer as the ordinary county warrants are drawn, but shall be payable only out of the funds provided for by such levee and drainage district, and shall so state upon their faces. The Board of Directors shall require such engineer to give bond in such sum as they may deem proper for the faithful performance of his duties, such bond to be payable to the county or State, for the use of such improvement district, and filed with the County Court Clerk and recorded in the drainage record: *provided, however*, the said Board of Directors may make an agreement with the Mississippi River Commission to allow the said work of construction to be done under the control and direction of the Federal Government; and the portion chargeable to the said drainage district may be paid out upon such terms as the said Board of Directors may deem to the best interest of the said district. Copy of such agreements shall be filed with the County Court Clerk of said counties.

SEC. 18. *Be it further enacted*, That whenever any railroad or public highway will be beneficially affected by the construction of such improvement or improvements in such district established hereunder, it shall be the duty of the Commissioners appointed to classify and assess benefits, to determine and return in their report the amount of the benefit to such railroad upon its nearest station agent, and as to such highway, notice shall be served upon the Judge or Chairman of the County Court; and when such special assessments have been approved and fixed by the County Court as hereinbefore provided, as to such railroad, it shall be a debt due personally from the railroad company; and unless the same is paid by the railroad company as special assessment, it may be collected in the name of the county in any court having jurisdiction; and as to a highway, such assessment shall be paid by the county out of the general fund or highway tax fund, such assessments

to be paid into the fund of such levee and drainage district.

SEC. 19. *Be it further enacted*, That whenever the making of such improvement across a public highway necessitates the building of a bridge over the same, the county shall build and construct the same and pay all cost thereof out of the county bridge fund, if such fund be provided, and, if not, out of the general county fund.

Bridges.

SEC. 21. *Be it further enacted*, That the assessments as provided for by this Act shall be collected by the County Trustee as county taxes are collected, except as herein provided; and the funds so collected shall be kept as a separate fund, and shall be paid out only for the purposes properly connected with such improvement on the order or warrant of the County Judge or Chairman; but such assessments may be collected by bill filed in chancery as hereinbelow provided, and no personal property of the owner of land so assessed shall be liable or distrained upon for such assessment.

Assessments—
separate
fund of.

SEC. 22. *Be it further enacted*, That the improvement in the levee and drainage district herein provided for may consist solely, if so desired by those concerned, in the changing in whole or in part of the course or channel of a natural water course, or in straightening, as far as practicable, such water course and cleaning out so much of its natural channel as it is desired to utilize; or the improvement in such drainage district may, in addition to the main ditch or drain or channel, include such other lateral and other ditches and levees as may be deemed proper and necessary.

SEC. 23. *Be it further enacted*, That if the County Court shall determine that the estimated cost of reclamation and improvement of such district of land or levee or drainage district is greater than should be levied in a single year upon the lands benefited, the court may fix the amount that shall be levied and collected each year, and may issue drainage bonds of the county, bearing not more than six per centum annual interest, said interest payable annually; and may devote such bonds at par, with accrued interest, to the payment of the expenses and

Bonds—
may issue.

work as it progresses, or may sell the same at not less than par, with accrued interest, and devote the proceeds to such payment; and if in the sale of said bonds a premium is received, such premium shall be credited to the drainage fund; and should the cost of such work exceed the estimate, a new apportionment of the assessment may be made and levied and other bonds issued and sold in like manner, but in no case shall the bonds run longer than twenty years. Any property owner may pay the full amount of the benefit assessed against his property before such bonds are issued and receive a receipt in full therefor. Such payment shall be made to the County Trustee, and it shall be the duty of the County Clerk to certify to the Trustee the amount of any such assessment when requested to do so, and the Trustee shall enter the same upon the assessment lists in his lands in a separate place provided therefor, and shall furnish the County Clerk with duplicate receipts given for all assessments so paid in full, one of which the Clerk shall deliver to the Judge or Chairman of the County Court; and the Trustee shall also give a receipt to the property owner so paying in full. The terms and time of payment of the bonds so issued shall be fixed by the Board of Directors of the improvement district, and such bonds shall be signed by the Judge or Chairman of the County Court and countersigned by the Clerk of the County Court, each of said officers signing his name officially, and shall be verified either by the county seal or seal of the County Court Clerk. Each bond shall show expressly upon its face that it is to be paid only by assessments levied and collected on the lands within the said district, nor shall any assessment be levied or collected for the payment of said bond or bonds, or the interest thereof, or any property, real or personal, outside the said district.

Bonds—
term of.

Such bonds shall be in denominations of not less than fifty dollars, and the County Court of each county shall determine whether bonds shall be issued to meet the expense, etc., of the improvement, so far as the lands of the district lie in that county; and if so issued, the bonds shall be signed by the Judge or Chairman of the County Court of such

county and countersigned by the County Court Clerk and verified by the county seal or seal of the County Clerk, and shall be payable only out of the assessments levied for such improvement on the lands in such county.

SEC. 24. *Be it further enacted*, That if the Board of Directors of said levee and drainage district provided for by this Act deem best, instead of issuing bonds, they may direct that warrants shall be issued or drawn on such district or on the County Trustee of each county by the Judge or County Chairman of each County Court, to be paid out of the funds of such district only, and at such times as the assessments may be due, or as may be deemed best, the time of the maturity of assessments as fixed being considered, such warrants to be issued or drawn for all lawful demands on such district, and to bear interest at not more than six per centum per annum.

Warrants—
may issue.

SEC. 25. *Be it further enacted*, That the assessments provided for by this Act, when made and levied, shall be and become valid liens upon such lands so assessed; just as State and county taxes are liens upon lands; and when such assessments have been due and delinquent for sixty days, bills may be filed in Chancery Court of the county or chancery district in which the land lies, upon which such assessments are due and delinquent, for the collection thereof out of such lands by sale thereof, in all cases except in cases where the assessment is made against a railroad company or public highway as herein provided for. Such bills in chancery shall be filed in the name of the county in which the land is situated, for the use of the said levee and drainage district, and against the owner, if known, and, if unknown, against them as such; and the owners of all lands upon which assessments are delinquent may be defendants to the same bill and parties thereto. When it is desired by the Board of Directors, or other parties interested entitled to sue, to file such bill, the County Trustee, upon request, shall make out a statement or list, showing all the lands upon which such assessments are so delinquent, and the names of the owners thereof, as appears upon the drainage assessment book, or showing any tract or tracts as

Assessments—
lien on lands.

Assessments—
collection of.

sessed to unknown owners, if such be the case, and certify as Trustee to the correctness of such statement or list as the same appears upon said book; and in such chancery suits such certified statement or list shall be prima facie proof of the fact so certified to, and that such assessments are delinquent, and sufficient proof to authorize a decree of sale in the absence of rebutting proof of the facts shown by such certified statement. Such suits in chancery shall be proceeded with as other suits are in said court, except that the court may hear the cause as to any one or more of the defendants, whether ready to be heard as to other defendants or not, and so proceed to sale and final decree as to any one or more defendants, though the case may not be disposed of as to the other defendants. When a sale is ordered in such suit and is made and reported, the Clerk and Master of such court so making the sale shall report what public taxes are a lien upon any tract so sold in favor of the State, county, or any municipality, and the court shall see that this is done; and any such taxes, if the same be confirmed, shall be paid first out of the proceeds of such sale before such delinquent assessments are paid. Upon confirmation of such sale by the Chancery Court, it shall vest title out of the owner and vest it in the purchaser, and award a writ of possession if asked for; but where the title is so vested in the purchaser, the lands so purchased shall be subject, in the hands of the purchaser, his heirs or assigns, to any other assessment not yet due or unpaid that may have been made and fixed and levied upon it at the time of such confirmation of sale, for the benefit of said levee and drainage district, on account of which such sale has been made. When any such sale is made by decree of the Chancery Court, it shall be for cash; and the owners of the lands so sold shall have two years from the date of confirmation of such sale in which to redeem the same by paying to the Clerk and Master of such court making the sale the amount paid by the purchaser for the said land, with legal interest thereon, to the date of redemption, and also a further sum equal to ten per centum of the amount so paid by the purchaser of said lands. In such pro-

Lands—sale of
for taxes.

Redemption
of lands.

ceedings in Chancery Court the attorney or solicitor employed and attending to the suit shall be allowed as a fee ten per centum of the amount due as an assessment or assessments on each tract of land decreed sold, the same to be charged up in the decree as a part of the judgment for which the land is to be sold; and when such lands are redeemed as herein provided, and this fact is made satisfactory to appear to the Chancery Court, the court shall enter a decree in the cause, adjudging the lands so redeemed and declaring it to be the property of the owner so redeemed, or his heirs or assigns, if redeemed by his heirs or assigns, and, if necessary, may award a writ of possession to put the person so redeeming into possession of the land.

Attorneys—
fee of.

Provided, however, that infants and persons who are lunatics and of unsound mind shall have the further period of one year after the removal of such disability in which to redeem their lands sold under the provisions of this Act, under like terms as to amounts to be paid, in redemption as above provided.

SEC. 26. *Be it further enacted,* That the assessments provided for by this Act, if not paid by the owners of the lands assessed, shall be collected only out of the lands so assessed for said improvement purposes, and shall not be collected by distress warrant or otherwise out of any other property, real or personal, of the owners of the lands so assessed under the provisions of this Act.

SEC. 27. *Be it further enacted,* That engineers employed by the Board of Directors of said levee and drainage district to supervise the work, etc., shall be paid for their services such salary or sum as may be agreed upon between them and such Board of Directors; that engineers appointed hereunder by either of said County Courts shall be paid for services at such rate as the courts appointing them may fix, and, if so fixed, at the rate of five dollars per day while engaged in the work, and, in addition, all actual traveling expenses, an itemized account of such expenses to be kept by item and reported and sworn to; that the viewers and Commissioners provided for by this Act shall be paid at the rate of three dollars

Engineers—
salary of.

per day while engaged in the work, and, in addition, all actual expenses, including board paid for, an itemized account of the same being reported and sworn to; and the other necessary help aiding the engineer, viewers, and Commissioners, such as chain carriers, axmen, etc., shall be paid not more than two dollars per day.

Trustee—
fees of.

For collecting and paying out assessments under this Act the County Trustee shall receive the same compensation that he receives for collecting public taxes, and for any certified statement furnished by him the same fee per one hundred words as are allowed Clerks of courts for certified copies of records; and if there be any services required of any person under the provisions of this Act and the rate of pay therefor is not provided for hereby, then the County Court shall fix the amount of rate of pay in such cases; *provided, however*, that the members of the Board of Directors shall not be entitled to receive any pay for their services, but only be reimbursed or paid their actual expenses incurred on account of attending to their duties as Directors, an account of the same to be kept, made out, and sworn to by each.

SEC. 28. *Be it further enacted*, That if any person to whom the work, or any portion of the work, in such levee or drainage district has been let shall fail to perform the same according to the terms specified in the contracts, then the cash deposited by him shall be forfeited for the benefits of such district and be paid into its funds; or if bond has been given by such contracting party so failing, then recovery of the damages sustained may be had by suit in the name of the payee in such bond for the use of such district, and such damage or judgment therefor collected and paid into the funds of such district.

Drainage district—location of ditches, etc.

SEC. 29. *Be it further enacted*, That the owners of lands which require combined drainage may provide for the establishment of a drainage district, or location and construction of drains, ditches, and water courses, upon their lands by mutual agreement in writing, duly signed, acknowledged, and filed with the County Court. Such agreement may include the location, the character of work to be done, the ad-

justment of damages, the classification of the lands to be benefited thereby, the amount of special assessments to be levied when the same shall be levied, or so many of these or other provisions as may be agreed upon, and to such extent shall be as valid and binding as though performed in the mode and manner provided for in the Act of the General Assembly of 1909, Chapter No. 185.

Under the filing of the agreement with the County Court Clerk, the County Court shall establish such drainage district and locate the ditch, drain, or other water course, as provided for in said mutual agreement, according to the terms thereof, and shall thereafter have full and complete jurisdiction of the parties and subject-matter, and order such procedure under the provisions of this Act or under the Act of the General Assembly of 1909, Chapter No. 185, as may be required or is necessary to carry out the object, purpose, and intention of such agreement, and to complete and construct the desired improvement, and shall retain jurisdiction of the same as fully as in other cases made and provided for by the Act of the General Assembly of 1909, Chapter No. 185.

SEC. 30. *Be it further enacted*, That the preliminary expenses of such levee or drainage district, ditch, or water course improvement provided for by this Act (not including contracts for the construction) may be paid, by order of the Quarterly Court of either of said counties of Dyer, Lake, and Obion, out of the general fund of said county, the same so paid to be refunded to said county out of the assessments collected from the lands of the said levee and drainage district when so collected; *provided, also*, that the said Board of Directors shall have the power to contract indebtedness for preliminary expenses to a sum not exceeding twenty-five hundred dollars. If such indebtedness shall be contracted by said Board of Directors, the said Board of Directors shall make out a statement thereof, which shall be itemized and sworn to and filed in the office of the Clerk of each of the said counties, when such sum shall be paid out of the funds arising from the assessments of the lands in said levee and drainage district.

Drainage district—expenses and how provided for.

SEC. 31. *Be it further enacted*, That all the refer-

ences to the County Court in this Act shall be held to mean the court presided over by the Judge or Chairman, and not the Quarterly Court, unless the Quarterly Court is specifically vested with jurisdiction and power to act.

SEC. 32. *Be it further enacted*, That this Act is not intended to apply to Reelfoot Lake proper and the waters thereof, or to authorize the draining of same, and this Act shall not be construed in any way to authorize the draining of said lake.

SEC. 33. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed September 15, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 18, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 2.

HOUSE BILL No. 124.

(By Mr. Mullens et al.)

AN ACT detaching Cheatham County from the Ninth Judicial Circuit and Hickman and Lewis Counties from the Eleventh Judicial Circuit, and attaching said counties to the "Judicial Circuit of Williamson County;" and amending "An Act detaching Williamson County from the circuit of the Second Circuit Court of Davidson County, and creating and establishing a judicial circuit in this State, to be designated and called the Judicial Circuit of Williamson County, to be composed of Williamson County; and to provide for the appointment and election and for the compensation of a Judge for said circuit, and to provide for the administration of justice therein;" passed April 30, 1909, and approved May 1, 1909, so as to include the counties of Cheatham, Hickman, and Lewis within all of its provisions, and so as to provide that the Judicial Circuit of Williamson County shall hereafter be known and designated as the Seventeenth Judicial Circuit of the State of Tennessee; and to provide for the compensation of the Judge and Attorney-General thereof and for the administration of justice therein.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the county of Cheatham be, and the same is, hereby detached from the Ninth Judicial Circuit, and that the county of Hickman and the county of Lewis be, and the same are, hereby detached from the Eleventh Judicial Circuit, and that all of said counties be, and the same are, hereby attached to and made a part of the Judicial Circuit of Williamson County.

SEC. 2. *Be it further enacted*, That an Act entitled "An Act detaching Williamson County from the circuit of the Second Circuit Court of Davidson County, and creating and establishing a judicial circuit in this State, to be designated and called the Judicial Circuit of Williamson County, to be composed of Williamson County; and to provide for the appointment and election and for the compensation of a Judge for said circuit, and to provide for the administration of justice therein," passed April 30, 1909, and approved May 1, 1909, be, and the same is, hereby so amended, both in its caption and in its

body, as to include the counties of Cheatham, Hickman, and Lewis within all of its provisions, and provide that the Judicial Circuit of Williamson County shall hereafter be known and designated as the Seventeenth Judicial Circuit of the State of Tennessee.

SEC. 3. *Be it further enacted*, That the Judge of the Judicial Circuit of Williamson County shall hold the courts of the Seventeenth Judicial Circuit of the State of Tennessee aforesaid until his successor is elected and qualified as provided by law, and shall receive the same compensation received by other Circuit Judges of this State.

SEC. 4. *Be it further enacted*, That the Attorney-General of Williamson County shall attend the terms of the courts, prosecute for the State, and perform all the duties of the office of Attorney-General of the Seventeenth Judicial Circuit of the State of Tennessee aforesaid until his successor is elected and qualified as provided by law, and shall receive the same compensation received by other Attorneys-General of this State.

SEC. 5. *Be it further enacted*, That on the first Thursday in August, 1918, and thereafter every eight years, there shall be elected by the qualified voters of the counties composing the Seventeenth Judicial Circuit of the State of Tennessee an Attorney-General for said judicial circuit, who shall attend the terms of the courts, prosecute for the State, and perform all of the duties of the office of Attorney-General of said circuit.

SEC. 6. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed September 16, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 18, 1913,

BEN W. HOOPER,
Governor.

CHAPTER 3.

HOUSE BILL No. 91.

(By Mr. McDade.)

A BILL to be entitled An Act to amend Chapter 463, Acts of 1909 being an Act to provide a game and fish law for Reelfoot Lake, to prescribe for privilege taxes for shooting and fishing on same, and to provide for the enforcement of said law and the collection of said privilege taxes.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 463 of the Acts of 1909 of the General Assembly of the State of Tennessee, being "An Act to provide a game and fish law for Reelfoot Lake, to prescribe for privilege taxes for shooting and fishing on same, and to provide for the enforcement of said law and the collection of said privilege taxes," be amended by striking out Section 2 of said Act and substituting the following:

"Be it further enacted, That all persons fishing in Reelfoot Lake by line, seines, nets, or otherwise for profit shall pay the following privilege taxes for the exercise of said privilege:

For each trammel net.....	\$ 10.00 per year
For each set or hoop net.....	1.00 per year
For each trot line.....	5.00 per year
For each pond net.....	20.00 per year
For each seine not over 450 yards long	100.00 per year
For each seine over 450 yards long and not over 750 yards long....	150.00 per year
For each seine over 750 yards long	1,000.00 per year
For each person engaged in fishing for profit with hook and line	5.00 per year

Each peddler of fish in Obion and Lake Counties shall pay a privilege tax of \$10 per year. Each person who buys and sells fish at wholesale or runs a dock on said lake shall pay a privilege tax of \$25 per year on each dock or place of business.

The said privilege taxes shall be collected by the Department of Game, Fish, and Forestry through wardens or otherwise, and a license shall be issued to each professional fisherman, showing the amount and kind of tackle used, upon his paying the amount of the privilege tax charged therefor. All of said license shall be issued by the State Game Warden as now provided by law; *provided, however*, that nothing in this Act shall be constructed to authorize the collection of any privilege, fee, or tax from any person fishing for pleasure and for his or her own consumption. Any person exercising any of the privileges above defined or hereinafter defined in this Act, without first having paid the privilege tax herein imposed, shall be guilty of a misdemeanor, and shall be punishable by a fine of not less than \$10 nor more than \$100, and by imprisonment of not more than six months, in the discretion of the court.

SEC. 2. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby expressly repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed September 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 22, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 4.

HOUSE BILL No. 2.

(By Messrs. McCormick and Bejach.)

WHEREAS, Governor Hooper vetoed the legislation appropriation bill at the regular session of this General Assembly for the alleged reason that there was not a quorum in the House when the bill was passed, and set out in detail in his veto message the names of certain fusionists who had originally deserted their post of duty and fled the State; and

WHEREAS, said bill was passed over the Governor's veto, but by reason of the constitutional questions raised in said veto message the Comptroller of the State Treasury and the Treasurer of the State have refused to pay items in said appropriation bill not fixed by the Constitution; and

WHEREAS, said items upon which payment is refused are largely due to officials and servants of said regular session, and to printers who did the work of the legislative session, and for stationery and materials furnished, all of whom are poorly able to stand the expense and delay of a long and tedious litigation to determine said constitutional questions;

Now, therefore, said legislative appropriation bill is hereby reenacted in exact form and substance as originally passed, as follows—to wit:

AN ACT to appropriate money out of the State Treasury for the purpose of defraying the expenses of the Fifty-eighth General Assembly and miscellaneous and other expenses.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the appropriations hereinafter set out are hereby made for the purpose of defraying the expenses of the Fifty-eighth General Assembly and miscellaneous and other expenses, which appropriations shall be paid out of the State Treasury on the warrant of the Comptroller.

The Comptroller is hereby expressly forbidden to

draw his warrant on the Treasury for any amount over the appropriation made for any particular purpose, and he is also forbidden to draw his warrant for any amount for any purpose for which an appropriation has not been made either in this Act or by law. The Treasurer is hereby forbidden to pay any warrant of the Comptroller unless money has been appropriated by this Act or by law for that purpose, and he shall not permit any more money to be drawn from the Treasury than has been appropriated for any particular purpose.

LEGISLATIVE EXPENSES.

SEC. 2. *Be it further enacted*, That the Comptroller is hereby directed to draw his warrant on the State Treasury in favor of each member of the Senate and House of Representatives, and each officer and employee of the General Assembly for per diem and mileage as hereinafter set out, as follows:

NAMES OF SENATORS.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Bass, E. D.	302	\$ 48 32	75	\$300 00	\$348 32
Baxter, N., Jr. ....	.....	.....	75	300 00	300 00
Blakemore, E.	120	19 20	75	300 00	319 20
Brett, James, Jr.	464	74 24	75	300 00	374 24
Butler, E. E.	810	129 60	75	300 00	429 60
Beaty, Cecil	422	67 52	75	300 00	367 52
Church, J. W. C.	112	17 92	75	300 00	317 92
Clement, J. A.	84	13 44	75	300 00	313 44
Crawford, J. C.	464	74 24	75	300 00	374 24
Draughon, J. M.	60	9 10	75	300 00	309 10
Elkins, R. A.	264	42 24	75	300 00	342 24
Fisher, Hubert F.	464	74 24	75	300 00	374 24
Fitzpatrick, A. J.	84	13 44	75	300 00	313 44
Fulton, Robert	188	30 08	75	300 00	330 08
Hare, John L.	134	42 88	75	300 00	342 88
Horne, W. D.	464	74 24	75	300 00	374 24
Lambert, J. W.	150	24 00	75	300 00	324 00
Maxwell, W. H.	373	59 68	75	300 00	359 68
McAllister, Hill ....	.....	.....	75	300 00	300 00
McKinney, J. W.	370	43 20	75	300 00	343 20
Morrell, N. B.	432	69 12	75	300 00	369 12
Pardue, J. M.	516	82 56	75	300 00	382 56
Pope, L. S.	360	57 60	75	300 00	357 60

NAMES OF SENATORS.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Smith, E. C.	108	\$ 17 28	75	\$300 00	\$317 28
Stewart, H. T.	102	16 32	75	300 00	316 32
Thomas, D. B.	174	27 84	75	300 00	327 84
Underwood, J. H.	392	62 72	75	300 00	362 72
Walker, J. V.	214	34 24	75	300 00	334 24
Walsh, T. J.	296	47 36	75	300 00	347 36
Welch, George N.	216	34 56	75	300 00	334 56
Williams, Sam H.	375	60 00	75	300 00	360 00
Worley, J. Parks	672	107 60	75	300 00	407 60
White, Newton H.	150	24 00	75	800 00	824 00
Fulton, J. M., Chief Clerk.			75	\$ 6 00	\$450 00
Phillips, T. M., Assistant Clerk.			75	6 00	450 00
Luther, E. O., Journal Clerk.			75	8 00	600 00
Williams, W. S., Assistant Journal Clerk.			75	8 00	600 00
Robinson, F. N., Sergeant-at-Arms.		\$ 49 92	75	4 00	349 92
Due, N. E., Doorkeeper.			75	4 00	300 00
Fitzpatrick, Rev. S. N., Chaplain.			38	4 00	152 00
Cave, Rev. R. Lin., Chaplain.			37	4 00	148 00
Clement, Robert, Page.		13 44	75	4 00	313 44
McConnell, Frank B., Page.			75	4 00	300 00

SENATE ENGROSSING CLERKS.

Marshall, Miss Adine.	101	\$ 6 00	\$606 00
Rogers, Miss Lucile.	100	6 00	600 00
Hord, Miss Elizabeth.	82	6 00	492 00
Doyle, Miss May.	53	6 00	318 00
Childress, Miss Sarah.	5	6 00	30 00
Mullens, Miss Jennie Mai.	4	6 00	24 00
Burrows, Mrs. John.	1	6 00	6 00
Casteel, Miss Blanche.	29	6 00	174 00
Baskette, Mrs. Elizabeth.	3	6 00	18 00
Lackey, Mrs. T. L.	3	6 00	18 00
Suttle, Miss Mary.	3	6 00	18 00
Lightfoot, Miss Susie.	25	6 00	150 00
Tansil, Tom, Reading Clerk.	34	8 00	272 00
Wyatt, C. T., work on Journal and Calendar.			48 00
Luther, E. O., recess work on Journal.			200 00

ENGROSSING CLERKS OF THE HOUSE.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Harding, Mrs. Roberta			101	\$ 6 00	\$606 00
Hill, Miss Henrietta			80	6 00	480 00
Stanford, Miss Bessie			80	6 00	480 00
Gray, Mrs. Sophia			62	6 00	372 00
Smith, Miss Minnie			45	6 00	270 00
Ryson, Mrs. Nancy			45	6 00	270 00
Holladay, Miss Bessie			36	6 00	216 00
Davidson, Miss Margaret			32	6 00	192 00
Hill, Miss Gertrude			23	6 00	138 00
Howlett, Mrs. Nettle			32	6 00	192 00
Wilson, Mrs. Sadie			30	6 00	180 00

SENATE PORTERS.

	Days.	TOTAL.
Mack Buford	125	\$437 50
Nelson King	99	315 00
Doc Butler	46	161 00
Turner Crosby	32	112 00

ASSISTANT SERGEANT-AT-ARMS OF HOUSE.

	Days.	Per Diem.	TOTAL.
F. O. Beerman	3	\$4 00	\$12 00
Lewis Ellis	2	4 00	8 00
D. B. Read	3	4 00	12 00
J. A. Tanksley	3	4 00	12 00
R. E. Garrett (and Doorkeeper)	12	4 00	48 00
O. N. Yeaman (and Doorkeeper)	10	4 00	40 00
Miss Ellen Mary Burns	9	3 00	27 00
Miss Francis Ramsey	9	3 00	27 00
Miss Mamie Gerratty	9	3 00	27 00
Miss Bessie Stanford	9	3 00	27 00

(For counting coupons for Funding Board.)

For placing statues of Confederate and Federal soldiers
on a monument erected to all soldiers at Elizabethton,
Carter County, Tenn.\$500 00
To be paid to Monument Commissioners of said county
when a like sum shall have been procured by them.

REPRESENTATIVES.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Abernathy, W. K.	413	\$ 66 15	75	\$300 00	\$366 15
Acree, L. G.	250	40 00	75	300 00	340 00
Albright, A. D.	432	69 12	75	300 00	369 12
Argo, A. J.	254	40 64	75	300 00	340 64
Ausmus, William	582	93 12	75	300 00	393 12
Babb, W. J.	266	42 56	75	300 00	342 56
Barnett, Sidney ....	.....	.....	75	300 00	300 00
Bejach, Lois	464	74 24	75	300 00	374 24
Boyer, C. F.	602	96 32	75	300 00	396 32
Bryant, F. E.	344	55 04	75	300 00	355 04
Bullard, J. W.	420	67 20	75	300 00	367 20
Byrom, I. P.	170	27 20	75	300 00	327 20
Campbell, D. J.	360	57 60	75	300 00	357 60
Cardwell, B. C.	144	23 04	75	300 00	323 04
Chamlee, W. F.	302	48 32	75	300 00	348 32
Childs, H. T.	244	38 94	75	300 00	338 94
Cochran, J. L.	308	49 28	75	300 00	349 28
Collier, E. G.	146	23 36	75	300 00	323 36
Collier, H. S.	52	8 32	75	300 00	308 32
Cox, John I.	683	109 36	75	300 00	409 36
Creswell, E. E.	600	96 00	75	300 00	396 00
Dannell, J. T.	330	52 80	75	300 00	352 80
Davis, C. J.	180	28 20	75	300 00	328 20
Denton, C. C.	112	17 92	75	300 00	317 92
Dorsey, A. I.	420	67 20	75	300 00	367 20
Drane, John M.	359	57 44	75	300 00	357 44
Duncan, D. W.	366	58 56	75	300 00	358 56
Dunn, N. B.	442	70 72	75	300 00	370 72
Emert, G. W.	482	80 00	75	300 00	380 00
Emmons, A. E.	324	51 84	75	300 00	351 84
Fisher, Henry	324	51 84	75	300 00	351 84
Fleeman, W. P.	160	25 60	75	300 00	325 60
Fox, F. P.	200	32 00	75	300 00	332 00
Fuller, John T.	818	130 88	75	300 00	430 88
Gallagher, Robert	136	21 76	75	300 00	321 76
Gilbert, C. C. ....	.....	.....	75	300 00	300 00
Green, Sam A.	230	36 80	75	300 00	336 80
Harpole, J. A.	162	25 92	75	300 00	325 92
Henderson, J. L.	456	72 96	75	300 00	372 96
Hill, A. E. ....	.....	.....	75	300 00	300 00
Hughes, T. B.	706	112 96	75	300 00	412 96
Hunt, W. E.	558	89 28	75	300 00	389 28
Johnson, A. S.	312	49 92	75	300 00	349 92
Johnson, W. A.	500	80 00	75	300 00	380 00
Kirkpatrick, James	664	106 64	75	300 00	406 64
Koffman, J. H.	330	52 80	75	300 00	352 80
Larsen, C. A.	464	74 24	75	300 00	374 24
LeFever, William	104	16 64	75	300 00	316 64
Link, M. E.	25	4 00	75	300 00	304 00
Long, W. H.	116	18 56	75	300 00	318 56
Love, I. R.	796	127 36	75	300 00	427 36
Malone, Lit. ....	.....	.....	75	300 00	300 00

REPRESENTATIVES—Continued.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Matthews, W. J.	216	\$ 34 56	75	\$300 00	\$334 56
Mayes, A. P. ....	.....	.....	75	300 00	300 00
McCormick, G. M.	464	74 24	75	300 00	374 24
McDade, G. R.	332	53 12	75	300 00	353 12
McFarland, Lon P.	50	8 00	75	300 00	308 00
McWhorter, W. R.	264	42 24	75	300 00	342 24
Miller, W. R.	420	67 20	75	300 00	367 20
Miller, G. M.	156	24 96	75	300 00	324 96
Mitchell, S. H.	551	88 20	75	300 00	388 20
Moore, I. B.	246	39 36	75	300 00	339 36
Morris, G. L.	84	13 44	75	300 00	313 44
Mullins, H. J.	50	8 00	75	300 00	308 00
Murphy, John ....	.....	.....	75	300 00	300 00
Myers, T. S.	302	48 32	75	300 00	348 32
Neeley, C. L.	464	74 24	75	300 00	374 24
Nichols, N. N.	182	29 12	75	300 00	329 12
O'Brien, John	302	48 32	75	300 00	348 32
Park, J. F.	362	57 92	75	300 00	357 92
Parks, J. E.	390	62 40	75	300 00	362 40
Pierce, Will	664	106 24	75	300 00	406 24
Quenichet, H. E.	504	80 64	75	300 00	380 64
Raulston, S. H.	290	46 40	75	300 00	346 40
Rickman, M. D.	100	16 00	75	300 00	316 00
Riggins, W. W.	108	17 28	75	300 00	317 28
Roberts, P. O.	254	40 64	75	300 00	340 64
Robinson, N. R.	140	22 40	75	300 00	322 40
Royston, C. A.	750	120 00	75	300 00	420 00
Scott, Lon A.	437	69 92	75	300 00	369 92
Schmittou, T. R.	136	21 76	75	300 00	321 76
Shaw, C. C.	375	60 00	75	300 00	360 00
Smith, J. P.	436	69 76	75	300 00	369 76
Stanton, W. M.	464	74 24	75	300 00	374 24
Stephenson, J. B.	150	24 00	75	300 00	324 00
Stone, R. J.	80	12 80	75	300 00	312 80
Stone, A. A.	188	30 08	75	300 00	330 08
Spears, G. M.	182	29 12	75	300 00	329 12
Taylor, F. E.	608	97 28	75	300 00	397 28
Taylor, M. H.	312	49 92	75	300 00	349 92
Testerman, W. T.	613	98 08	75	300 00	398 08
Thompson, J. R.	386	61 76	75	300 00	361 76
Todd, A. L.	65	10 24	75	300 00	310 24
Walker, Paris	566	90 56	75	300 00	390 56
Weldon, W. E.	234	37 44	75	300 00	337 44
West, Frank L.	432	69 12	75	300 00	369 12
Williamson, Harry	270	43 20	75	300 00	343 20
Wilson, T. E.	302	48 32	75	300 00	348 32
Winchester, C. Lee	464	74 24	75	300 00	374 24

For presidential electors, chosen in election of November, 1913, \$4 per day for three days' service, and same rate of mileage now allowed to members of the General Assembly (H. J. R. No. 9).

A. I. Dorsey, Chairman Enrolled Bills.....\$450 00
W. H. Maxwell, Chairman Enrolled Bills..... 450 00

NAMES.	No. of Days.	Per Diem.	Mileage.	TOTAL.
Charles Cason, Chief Clerk, House.....	75	\$6 00	.....	\$450 00
J. D. Green, Assistant Clerk, House....	75	6 00	.....	450 00
W. D. Donnelly, Journal Clerk, House..	75	8 00	.....	600 00
J. N. Hawes, Assistant Journal Clerk, House	75	8 00	.....	600 00
W. T. Cate, Sergeant-at-Arms.....	75	4 00	\$75 00	375 00
Carl Cooper, Assistant Sergeant-at-Arms	75	4 00	.....	300 00
Carroll Creswell, Assistant Sergeant-at- Arms	56	4 00	.....	224 00
Clyde Royston, Assistant Sergeant-at- Arms	19	4 00	.....	76 00
W. T. Harrison, Doorkeeper.....	75	4 00	74 24	374 24
Harry Willson	75	4 00	.....	300 00
C. T. Wyatt, Assistant Sergeant-at-Arms, for recess	25	4 00	.....	100 00
T. M. Larkins, Outer Doorkeeper.....	30	4 00	25 92	145 92
V. Sharp, Assistant Sergeant-at-Arms...	1	4 00	.....	4 00
J. W. Hopkins, Doorkeeper.....	2	4 00	.....	8 00
(In accordance with House Resolution No. 33.)				
Alex. Barthell, Assistant Sergeant-at- Arms	1	4 00	.....	4 00
C. M. Buchanan, Assistant Sergeant-at- Arms	1	4 00	.....	4 00
Doc West, Assistant Sergeant-at-Arms..	1	4 00	.....	4 00
Rev. Lem Long, Chaplain	45	4 00	.....	180 00
Rev. A. I. Foster, Chaplain	30	4 00	.....	120 00

HOUSE PORTERS.

	Days.	TOTAL.
Robert Bradley	103	\$360 50
Hugh Fain	103	360 50
Walter Sharp	80	280 00
Finis Brown	80	280 00
Richard Bundy	46	161 00
Will Rogers	33	115 50
Will Fite	33	115 50
Frank Glvens	33	115 50
Hilliard Moore	22	77 00
Henry Dinwiddie	46	161 00
Judge Buford	46	161 00

HALL PORTERS.

	Days	TOTAL.
Scipio Whitlow	\$ 47	\$164 50
Roy Kennedy	42	147 00
Theo. Garrett	47	164 50
Albert Foley	47	164 50
Robert Workman	47	164 50
Clarence Malone	47	164 50

AFTER RECESS.

Gass Crenshaw	33	\$115 50
Joe Gillespie	33	115 50
Andrew Bright	33	115 50
Dave Carmack	33	115 50
Pearl Tillman	33	115 50
Scipio Whitlow	33	115 50

JOINT COMMITTEE TO INVESTIGATE PENAL INSTITUTIONS.

J. W. McKinney, 15 days	\$ 60 00
J. W. McKinney, expenses	75 00
Harry Williamson, 15 days	60 00
Harry Williamson, expenses	75 00
W. H. Maxwell, 15 days	60 00
W. H. Maxwell, expenses	75 00
C. A. Larsen, 15 days	60 00
C. A. Larsen, expenses	75 00
J. R. Thompson, 15 days	60 00
J. R. Thompson, expenses	75 00
T. E. Wilson, 15 days	60 00
T. E. Wilson, expenses	75 00
Stenographic report	27 75

JOINT COMMITTEE TO DRAFT REVENUE BILL, ASSESSMENT BILL, MISCELLANEOUS AND GENERAL APPROPRIATION BILLS.

J. H. Underwood, 20 days	\$ 80 00
J. H. Underwood, expenses	100 00
T. J. Walsh, 20 days	80 00
T. J. Walsh, expenses	100 00
H. F. Fisher, 20 days	80 00
H. F. Fisher, expenses	100 00
Will Pierce, 20 days	80 00
Will Pierce, expenses	100 00
I. P. Byrom, 20 days	80 00
I. P. Byrom, expenses	100 00
G. N. McCormick, 20 days	80 00
G. N. McCormick, expenses	100 00
Frank E. Bryant, Clerk	80 00
Frank E. Bryant, expenses	100 00
Miss Kate Godfrey, Stenographer	196 00

JOINT COMMITTEE TO INVESTIGATE STATE OFFICES.

Sam H. Williams, 20 days	\$ 80 00
Sam H. Williams, expenses	100 00
D. B. Thomas, 20 days	80 00
D. B. Thomas, expenses	100 00
J. C. Crawford, 20 days	80 00

J. C. Crawford, expenses.....	\$ 100 00
J. L. Henderson, 20 days.....	80 00
J. L. Henderson, expenses.....	100 00
J. N. Robinson, Sergeant-at-Arms, 20 days.....	80 00
J. N. Robinson, expenses.....	100 00
H. G. Horner, expenses.....	8 50

Stenographers, witnesses, assistants to State Accountant, incurred by chairman and committee.....	474 15
Miss Margaret Gerratty, stenographic work, copying report of committee.....	17 25
Miss Kate Godfrey, stenographic work, copying reports.....	65 00

John M. Drane, 30 days.....	120 00
John M. Drane, expenses.....	150 00
E. G. Collier, 30 days.....	120 00
E. G. Collier, expenses.....	150 00
R. J. Stone, 30 days.....	120 00
R. J. Stone, expenses.....	150 00
Lit Malone, 30 days.....	120 00
Lit Malone, expenses.....	150 00
J. W. Lambert, Sergeant-at-Arms, 30 days.....	120 00
J. W. Lambert, expense.....	150 00
Miss Ada Palmer, Stenographer.....	147 75
Miss Meister, Stenographer.....	15 00
W. L. McFarland, Expert Accountant.....	1,350 00
Norton & Bowman, Stenographers.....	56 00
Telephone, stationery, and other incidentals.....	26 75

JOINT EDUCATIONAL COMMITTEE.

Robert Fulton, 15 days.....	\$ 75 00
Robert Fulton, expenses.....	45 00
G. M. Miller, 15 days.....	75 00
G. M. Miller, expenses.....	75 00
I. B. Moore, 15 days.....	75 00
I. B. Moore, expenses.....	40 25
R. A. Elkins, 15 days.....	75 00
R. A. Elkins, expenses.....	75 00
C. Lee Winchester, 15 days.....	75 00
C. Lee Winchester, expenses.....	75 00
A. A. Stone, 15 days.....	75 00
A. A. Stone, expenses.....	62 82
G. M. Miller, expenses in preparing report, including stenographic help.....	30 00

JOINT AGRICULTURAL COMMITTEE.

Robert Gallagher, 15 days.....	\$ 60 00
Robert Gallagher, expenses.....	75 00
Harry E. Quenichet, 15 days.....	60 00
Harry E. Quenichet, expenses.....	75 00
E. C. Smith, 15 days.....	60 00
E. C. Smith, expenses.....	75 00
A. E. Emmons, 15 days.....	60 00
A. E. Emmons, expenses.....	75 00
J. H. Koffman, 15 days.....	60 00
J. H. Koffman, expenses.....	75 00
Eugene Blakemore, 15 days.....	60 00
Eugene Blakemore, expenses.....	75 00

JOINT COMMITTEE ON CHARITABLE INSTITUTIONS.

James Brett, 15 days.....	\$ 60 00
James Brett, expenses.....	75 00
Beaty Cecil, 15 days.....	60 00
Beaty Cecil, expenses.....	75 00
B. D. Cardwell, 15 days.....	60 00
B. D. Cardwell, expenses.....	75 00
S. H. Mitchell, 15 days.....	60 00
S. H. Mitchell, expenses.....	75 00
C. C. Denton, 15 days.....	60 00
C. C. Denton, expenses.....	75 00
D. W. Duncan, 15 days.....	60 00
D. W. Duncan, expenses.....	75 00
To D. W. Duncan, stenographic work for copying report	30 00

PRELIMINARY INVESTIGATING COMMITTEE FOR STATE OFFICES.

H. F. Fisher, 4 days.....	\$ 16 00
H. F. Fisher, expenses.....	20 00
Henry Fisher, 4 days.....	16 00
Henry Fisher, 4 days.....	20 00
L. Winchester, 4 days.....	16 00
L. Winchester, expenses.....	20 00
J. W. Lambert, 6 days.....	24 00
J. W. Lambert, expenses.....	30 00
A. A. Stone, 7 days.....	28 00
A. A. Stone, expenses.....	35 00

SPECIAL PENITENTIARY INVESTIGATING COMMITTEE (H. R. NOS. 38 AND 41.)

L. P. McFarland, 10 days.....	\$ 40 00
L. P. McFarland, expenses.....	50 00
G. R. McDade, 10 days.....	40 00
G. R. McDade, expenses.....	50 00
M. E. Link, 10 days.....	40 00
M. E. Link, expenses.....	50 00
C. F. Boyer, 10 days.....	40 00
C. F. Boyer, expenses.....	50 00
F. E. Bryant, 10 days.....	40 00
F. E. Bryant, expenses.....	50 00
Miss Mamie McNellis, Stenographer, 15 days.....	150 00
Alfred Battle, Sergeant-at-Arms, 15 days.....	60 00
Marcellus Hatcher, Sergeant-at-Arms, 15 days.....	60 00
Marcellus Hatcher, expenses.....	10 00

Deficiency appropriation for Governor's office expense, such as stamps, telegrams, telephone, stationery, etc..	987 00
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DEFICIENCY APPROPRIATION.

Nashville Railway and Light Company.....	\$ 988 75
Independent Ice Company.....	76 50
James Cassetty	738 58
Scipio Whitlow (December salary).....	40 00
Theo. Garrett (December salary).....	40 00
Montgomery & Co.	177 45
Matthews-Phillips Company	61 75
Jones & Hopkins Manufacturing Company.....	5 50

Craig & Shoffner Hardware Company.....	\$ 10 65
Well Paper and Twine Company.....	15 10
Germo Manufacturing Company.....	61 85
R. E. Finley.....	10 00
R. A. Neeld	56 75
Lebeck Bros.	8 36
Howe Ice Company.....	77 20
Waxed Cederine Company.....	18 00
Keith, Simmons & Co.....	20 15
Ben S. Williams	3 50
H. S. Kirk.....	5 12
Dan G. Clark.....	2 00
Standard Oil Company.....	11 80
Beasley Sons & Co.....	2 70
Hermitage Hardware Company.....	5 80
McEwen's Steam Laundry.....	26 50
Nashville Toilet Supply Company.....	20 40
T. J. Mooney Company.....	16 15

To Supreme Court, Knoxville.....	1,631 57
To Brandon Printing Company, Agricultural Department, from 1911.....	1,391 40
Secretary of State.....	33 00
Railroad Commission	215 35
State Board of Health.....	551 60
Geological Survey	459 70
State Treasurer	43 00
Tennessee Free Library Commission.....	225 15
To Marshall & Bruce Company, Board of Elections.....	380 36
Board of Elections.....	475 83
To M. E. Derryberry & Co.....	129 41
To Allen S. Eason, Sergeant-at-Arms (S. J. R. No. 8), 7 days	28 00
Mileage	21 00
To Arthur Brodie (S. J. R. No. 8)	8 00
To Charlie Handley (S. J. R. No. 8)	8 00
To T. M. Larkin (S. R. No. 9)	20 00
Mileage	25 92
To W. D. Scruggs, services and expense in preparing record, opening Senate, etc. (S. R. No. 11)	100 00
To Fred T. Wilson, services and expense in preparing record, opening House, etc. (H. R. No. 11)	100 00
To James Alexander Construction Company, deficit in construction of West Tennessee State Normal School.....	4,000 00
To legislative expenses, 1911 (H. J. R. No. 73).....	2,041 00
To deficit, Penitentiary Committee.....	50 30
To pay of Porter (H. J. R. No. 13)	17 50
To John S. Norvell (S. J. R. No. 16)	1,230 00
To J. H. Morton, hall porter.....	56 00

To city of Knoxville (S. J. R. No. 24)	6,698 67
To Printing Pressmen and Assistants' Union Home (incorporated; George L. Berry, president; J. C. Orr, treasurer), for construction of road.....	12,373 78
To Mrs. Beulah Harris (S. J. R. No. 12)	42 80
To Mack Buford (S. J. R. No. 17).....	49 00
To J. F. Claiborne, work on Eastern Hospital for Insane (S. R. No. 19).....	347 64
To Tennessee Free Library Commission, Mrs. Pearl Williams Kelly	266 75

To fit up and equip the east alcove of the second floor of the State Capitol for offices for the State Department of Public Instruction	3,000 00
(This appropriation is to be paid out of the General School Fund and to be expended under joint direction of the Superintendent of the Capitol and State Superintendent of Public Instruction, according to plans approved by the State Capitol Commission.)	
To Agricultural Extension, \$5,000 per annum, to be paid over to and expended by the College of Agriculture	10,000 00
To Ambrose Printing Company, balance.....	55 99
To Remy-Nance Printing Company, account Secretary of State	225 00
To Remy-Nance Printing Company, account Secretary of State	15 00
To Herbrick & Lawrence, account Secretary of State...	1 85
To Thompson's Mineral Water Company, account Secretary of State	8 50
To Western Union Telegraph Company, account Secretary of State	17 40
To Nashville Railway and Light Company, account Secretary of State	5 40
To G. F. Carter, account Secretary of State.....	10 00
To Keith, Simmons & Co., account Secretary of State...	3 50
To Williams Printing Company, account Secretary of State	29 50
To Hallum W. Goodloe, office expenses.....	37 25
To reimburse National Guard Fund for expenditures for the protection of life and property, and relief of suffering along the banks of the Mississippi River, in West Tennessee, during the high water of 1912.....	2,160 94
To John P. Bullington, for the benefit of himself and other lawyers employed by the State of Tennessee in the case of State vs. Muncie Pulp Company, and W. A. Cissna for legal services rendered.....	7,500 00
(This item has been approved by the Attorney-General of the State and by him recommended for payment.)	
To the State Library Commission, to be expended for improvements in the library.....	1,500 00
To each member of the Fifty-eighth General Assembly, for stamps and stenographic work.....	25 00
To Nelson King, Porter, for Senate of the Fifty-seventh General Assembly for 37 days at \$3.50.....	129 50
To W. A. Overall, services, Sergeant-at-Arms, House Penitentiary Committee, 1911.....	27 00

TO PORTERS (S. R. NO. 10.)

Brown London, 6 days.....	\$ 21 00
Nelson King, 6 days.....	21 00
Ben Carr, 6 days.....	21 00
Hugh Fain	10 50

TO PORTERS (H. R. NO. 15.)

W. B. Whittaker, 3 days.....	\$ 12 00
L. J. Farris, 4 days.....	16 00
Sam Cunningham, 6 days.....	21 00
Henry Edmonds, 6 days.....	21 00
Joe McFerrin, 6 days.....	21 00

Ed Buford, 4 days.....	\$ 14 00
Theo. Garrett, 5 days.....	17 50
Scipio Whitlow, 5 days.....	17 50
Mitchell Holbrook, 30 days (H. R. No. 30).....	75 00

LEGISLATIVE EXPENSE.

To K. H. Dodson, expert accountant, services in preliminary investigation of State offices (H. J. R. No. 29) ..	\$ 59 15
To Miss Kate Godfrey, stenographic services in preliminary investigation of State offices (H. J. R. No. 29) ..	7 50

GOVERNOR'S OFFICE.

To Kate E. Godfrey, Dr., to stenographic services during entire session of Fifty-eighth General Assembly, including two weeks' absence of stenographer, copies of bills, etc.....	75 00
To expenses of inauguration (S. J. R. No. 17).....	749 25

To McQuiddy Printing Company, legislative supplies ..	2,052 34
To McQuiddy Printing Company, Clerk of House, 1911..	32 50
To McQuiddy Printing Company, Secretary of State....	592 40
To McQuiddy Printing Company, House and Senate supplies	92 60
To McQuiddy Printing Company, printing Acts and Journals of 1911.....	3,259 90
To purchase of safe in House of Representatives (H. J. R. No. 9).....	110 00
To Brandon Printing Company, printing rosters, Clerk of House	45 00
To Brandon Printing Company, printing rosters, Clerk of Senate	76 75
To Marshall & Bruce Company, Clerk of Senate, printing copies of Senate bills, Governor's inaugural address	652 16
To Remy-Nance Printing Company, Clerk of House, printing Rules of Order.....	78 50
To Remy-Nance Printing Company, Clerk of Senate, printing Rules of Order.....	112 00
To McQuiddy Printing Company, legislative supplies, Clerk of House	132 75
To McQuiddy Printing Company, legislative supplies Clerk of Senate	280 35
To Miss Kate Godfrey, stenographic work for House of Representatives	42 50
To Miss Ada Palmer, stenographic work for Clerk of Senate, copies of amendments, committee lists, etc...	38 50
To Marshall & Bruce Company, printing copies of House bills, etc.	997 12
To Miss Kate Godfrey, stenographic work for Clerk of Senate	4 75
To Miss Ada Palmer, stenographic work for House....	29 90
To White Trunk and Bag Company, legislative supplies.	8 00

MISCELLANEOUS.

For supplementary work in aplary inspection, \$500 per annum	\$ 1,000 00
To W. M. Bearden, for balance due for work in Treasurer's office	1,200 00

For rental of Capitol Annex, as per lease, period two years from October 1, 1913, to October 1, 1915.....	\$ 7,225 00
For State Laboratory purposes, to be expended under the direction of the State Board of Health.....	5,000 00
To Leath Orphan Asylum, refund of collateral inheritance tax	950 00
For erection of monument to the women of the Confederacy, design for which has been adopted by the Confederate Veteran Committee (S. B. No. 2).....	10,000 00

SEC. 3. *Be it further enacted*, That the heads of all institutions of the State of all kinds and of State officials and their subordinates are hereby prohibited from in any manner or for any purpose expending any amount in excess of the appropriation made by law to their institutions and officers, and any person or officer so expending for any purpose any amount in excess of the appropriation made for his office, or the institution with which he is connected, shall be liable personally and upon his official bond for said amount to the State of Tennessee, and to the person, also to whom the contract of expenditure may be made; and notice is hereby given to all persons that the State of Tennessee, through its General Assembly, will not make to any person who has made a contract of any sort with the head or other official of any department of any institution, or any public office of this State after the appropriation to such institution or officers, and such person in such case shall look alone to the party individually for the fulfillment of any contract of any expenditure so entered into or made.

It shall be the duty of the Comptroller at the end of each biennial period, to transfer all credit balances due to any department of the State to the credit of the general fund.

SEC. 4. *Be it further enacted*, That the Chief Clerk of the Senate, be, and is hereby, directed to remain a sufficient time after the adjournment of the Senate to file properly the papers of the Senate with the Secretary of State, to copy the Journal for the public printers, read the proof, superintend the printing of same, and make an index to the printed Journal, and to make a final calendar, for which the sum of \$3,000 is hereby appropriated for such purpose, and the Comptroller is authorized to issue his warrant on the State Treasury for such sum in

favor of said Clerk; and that the Assistant Clerk shall remain and assist the Clerk in recopying the Senate Journal, and for such service he shall be allowed \$2,000, and the Comptroller is hereby authorized to issue his warrant on the Treasury for said amount, when the work is completed.

SEC. 5. *Be it further enacted*, That the Chief Clerk of the House of Representatives be, and is hereby directed to remain a sufficient time after the adjournment of the General Assembly to file properly the papers of the House of Representatives with the Secretary of State, to copy the Journal for the public printer, read the proof, superintend the printing of the same, and make an index to the printed Journal, and make a final calendar, for which the sum of \$3,000 is hereby appropriated for such service, and the Comptroller is authorized to issue his warrant on the State Treasury for such sum in favor of said Clerk; and that the Assistant Clerk shall remain and assist the Clerk in recopying the House Journal, and for such service he shall be allowed \$2,000, and the Comptroller is hereby authorized to issue his warrant on the Treasury for said amount when the work is completed.

SEC. 6. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 11, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved

.....,
Governor.

Passed the House, the objection or veto of the Executive to the contrary notwithstanding, on September 22, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

CHAS. CASON,
Chief Clerk of the House.

Passed the Senate, the objection or veto of the Executive to the contrary notwithstanding, on September 23, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

J. M. FULTON,
Chief Clerk of the Senate.

CHAPTER 5.

HOUSE BILL No. 28.

(By Davidson County Delegation.)

AN ACT to expediate justice in Davidson County by establishing a Third Circuit Court of Davidson County, and regulating the practice thereof and of the Circuit Courts of said county.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That a court, to be styled the "Third Circuit Court of Davidson County," be, and is, hereby established.

SEC. 2. *Be it further enacted*, That said Third Circuit Court shall be held in the city of Nashville, and shall have concurrent jurisdiction with the Circuit Court of Davidson County and the Second Circuit Court of Davidson County, and its terms shall begin on the same days as those of said existing Circuit Courts.

SEC. 3. *Be it further enacted*, That all suits of which the Circuit Courts of Davidson County now have jurisdiction by law may be brought in either

of the existing Circuit Courts or in the Third Circuit Court, at the election of the plaintiff; and all appeals which now lie to said Circuit Courts may hereafter be taken to either of said courts or to the Third Circuit Court, at the election of the appellant, first perfecting his appeal in the same manner as may be provided by law for the institution of suits in, and the prosecution of appeals to, the said Circuit Courts; and appeals, writs of error, and appeals in the nature of writs of error, may be taken from the decrees and judgments of the said Third Circuit Court in like manner as from the decrees and judgments of the other Circuit Courts of the State.

SEC. 4. *Be it further enacted*, That all laws now in force applicable to the process, pleadings, and course of procedure in said Circuit Courts of Davidson County shall be equally applicable to the process, pleadings, and course of procedure of the said Third Circuit Court; and the Sheriffs and other officers of the State shall execute all process of the Third Circuit Court, and be liable for defaults in respect thereto, in like manner and to the same extent as in the case of similar process of the said Circuit Courts of Davidson County.

SEC. 5. *Be it further enacted*, That the Governor shall immediately and upon the passage of this Act appoint a Judge for the said Third Circuit Court of Davidson County, who shall be learned in the law, not less than thirty years of age, and who shall hold said office until September 1, 1914, and until his successor is elected and qualified; and at the August election in 1914 there shall be elected by the qualified voters of said county a Judge of said Third Circuit Court, who shall hold his office until September 1, 1918, and until his successor is elected and qualified; and at the August election of that year, and thereafter every eight years, there shall be elected by the qualified voters of said county a Judge of said Third Circuit Court of Davidson County. The Judge of said Third Circuit Court shall receive the same salary, payable in like manner, and have the same powers as the Circuit Judges of this State,

Judge—appointment of.

Election.

and may interchange with any of the Circuit Judges and Chancellors of this State.

SEC. 6. *Be it further enacted*, That the business of said Third Circuit Court of Davidson County shall be equalized with the business of the Circuit Court of Davidson County and the Second Circuit Court of Davidson County, in the same manner and subject to the same provisions as are now applicable to equalizing the business of the Circuit Court of Davidson County and the Second Circuit Court of Davidson County.

SEC. 7. *Be it further enacted*, That the Clerk of the Circuit Court of Davidson County shall also be the Clerk of the Third Circuit Court of Davidson County; but he shall keep separate books, give separate bonds, and in all respects keep the business of the Third Circuit Court separate from the business of each of the other two Circuit Courts in said county.

SEC. 8. *Be it further enacted*, That such number of jurors as may be required to try the jury cases in said Third Circuit Court, whose qualifications shall be the same prescribed by law for jurors in civil causes in said county, shall be selected in the same way and manner as is now provided by law for the selection of jurors in the two existing Circuit Courts of Davidson County.

SEC. 9. *Be it further enacted*, That it shall be the duty of the Sheriff of said county, or such officer as the Judge of the Third Circuit Court may appoint, to attend the sessions of the said court and preserve order. Such officers shall receive the same compensation, to be paid in the same way, as that now paid to the officers who attend the existing Circuit Courts of said county.

SEC. 10. *Be it further enacted*, That the County Court of said county shall provide suitable rooms, with necessary appurtenances and conveniences, for holding said Third Circuit, and for the use of its Clerks, in the city of Nashville.

SEC. 11. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take

effect from and after its passage, the public welfare requiring it.

Passed September 23, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 24, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 6.

HOUSE BILL No. 20.

(By Messrs. Todd, West, Moore, and Bejach.)

AN ACT entitled An Act to amend "An Act to provide for the improvement of the system of public education of the State of Tennessee; that is to say, to establish a general educational fund by appropriating thereto annually twenty-five per cent of the gross revenues of the State; to provide for the apportionment of this fund, and specifying what part shall be apportioned to the several counties of the State on the basis of scholastic population; what part shall be used to equalize more nearly the school facilities of the several counties, and the conditions on which this part shall be apportioned; what sums shall be used to assist in paying salaries of County Superintendents, and on what conditions; what part shall be used to encourage and assist in the establishment and maintenance of public county high schools, and on what conditions; and providing for the grading and inspection of high schools; what part shall be used for the establishing and maintenance of school libraries, and on what conditions; what part shall be used for the establishment and maintenance of three Normal schools for white teachers, one in each grand division of the State, and one Agricultural and Industrial Normal School for negroes and providing for the location, establishment, and control of said schools; and what part shall be apportioned to the university of Tennessee, and its various stations; and to repeal Chapter 537 of the Acts of 1907.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee, That Section 7 of Chapter 264 of the Acts of 1909 of the General Assem-*

bly of the State of Tennessee be, and the same is, hereby amended by adding after the words "or any portion of the same may be used for buildings and equipment" the following: "*Provided*, that said State Board of Education shall have the power and authority to purchase additional land and erect additional buildings for the said three Normal schools for white teachers and the said Agricultural and Industrial Normal School for negroes, on such terms as may be considered advisable and advantageous by said State Board of Education, and to pay for the same out of moneys appropriated or may hereafter be appropriated for said schools; and *providing, further*, that said State Board of Education may be vested with title to said property so purchased in as full a manner as property and buildings already acquired or donated to said State Board of Education, and for the same purposes, the remaining portion of said Section 7 being unaffected by this Act."

SEC. 2. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed September 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 24, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 7.

HOUSE BILL No. 201.

(By Messrs. Thompson and Wilson.)

AN ACT to change and fix the time for holding the Chancery Court for the counties of Rhea, McMinn, Grundy, and Van Buren, and to repeal all laws fixing the time for holding said courts.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Chancery Courts for the counties of Rhea, McMinn, Grundy, and Van Buren shall hereafter be held as follows:

Rhea County, first Mondays in January and July.

McMinn County, third Mondays in January and July.

Grundy County, Tuesday after second Mondays in May and November, at Altamont, and Thursday after second Mondays in May and November, at Tracy City.

Van Buren County, fourth Monday in April and third Monday in October.

SEC. 2. *Be it further enacted*, That all laws and parts of laws in conflict herewith be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed September the 22d, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 24, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 8.

HOUSE BILL No. 196.

(By Mr. Taylor, of Jefferson.)

AN ACT to provide for the election of United States Senators by direct vote of the people, and to provide for the filling of vacancies in the office of United States Senators.

Election—
date of.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That an election shall be held on the first Tuesday after the first Monday in November, A.D. 1916, for the purpose of electing a United States Senator to succeed the present United States Senator, whose term of office expires March 4, 1917; and that every sixth year thereafter an election shall be held on the first Tuesday after the first Monday in November for the election of a United States Senator, and the term of office of the Senator so elected shall commence on the fourth day of March next succeeding the time of his election. An election shall also be held on the first Tuesday after the first Monday in November, A.D. 1918, for the purpose of electing a United States Senator to succeed the present United States Senator, whose term of office expires March 4, 1919; and every sixth year thereafter an election shall be held on the first Tuesday after the first Monday in November for the election of a United States Senator, and the term of office of the Senator so elected shall commence on the fourth day of March next succeeding the time of his election.

SEC. 2. *Be it further enacted,* That whenever after the passage of this Act any vacancy shall occur in the office of United States Senator, his successor shall be elected at the next regular biennial election in November, and shall hold office until the term for which his predecessor was elected shall have expired.

SEC. 3. *Be it further enacted,* That whenever after the passage of this Act any vacancy in the office of

United States Senator occurs by which the State will be deprived of its full representation at any time Congress may be in session, prior to the next general biennial election, then, in such cases, the Governor of the State of Tennessee is hereby authorized to fill said vacancy by appointment, and such appointee shall hold office until his successor is elected and qualified at the next regular biennial election in November after said appointment.

vacancy filled
by the Gov-
ernor.

SEC. 4. *Be it further enacted*, That the names of candidates for office of United States Senator shall be placed on the election ballots along with the names of the candidates for the various other offices to be elected at the biennial November election. Any candidate for United States Senator shall be entitled to have his name put on the ballots to be used in said election in the same manner as is now provided by law for the placing of the names of candidates upon ballots.

SEC. 5. *Be it further enacted*, That all elections for the office of United States Senator shall be held under the general election laws of this State.

SEC. 6. *Be it further enacted*, That whenever there shall be a tie vote in any election for United States Senator, said election shall be void; and the Governor shall thereupon immediately issue a writ directing the holding of a new election, the date of which election to be named in said writ, and shall not be less than thirty nor more than forty days after the election so declared to be void.

Tie vote.

SEC. 7. *Be it further enacted*, That the ballots cast for candidates for United States Senator shall be counted by and the results certified by the officers holding the election along with the votes cast for other candidates under the existing general election laws.

SEC. 8. *Be it further enacted*, That on the Monday next following the election the Election Commissioners shall make out triplicate returns of the number of votes received by each candidate for United States Senator, and forward one copy by mail to the Governor, another copy by different mail to the Secretary of State, and deposit the third copy in the office of the County Court Clerk.

Election
returns.

SEC. 9. *Be it further enacted*, That as soon as said election returns are received, the Governor, the Secretary of State, and the Attorney-General shall, in the presence of such candidates as choose to attend, compare the votes and declare the person receiving the highest number of votes duly elected. The person receiving the highest number of votes shall be entitled to a certificate of election, signed by the Governor, which certificate of election shall be directed to the President of the Senate of the United States, under the seal of the State, and countersigned by the Secretary of State of the State.

SEC. 10. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 23, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 24, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 9.

SENATE BILL No. 236.

(By Messrs. McAllister and Baxter.)

A BILL to be entitled An Act to amend the charter of the University of Nashville as to authorize the trustees thereof to transfer to the George Peabody College for Teachers the property held by its trustees under the will of Montgomery Bell.

WHEREAS, Montgomery Bell, by his last will and testament, conveyed certain property to the University of Nashville and authorized and empowered the trustees of said university to use said fund for educational purposes, according to certain stipulations and conditions set out in said will; and

WHEREAS, the said University of Nashville has practically ceased operations; and

WHEREAS, about two years ago the trustees of the Peabody Education Fund, in New York, offered to give the George Peabody College for Teachers, of Nashville, five hundred thousand dollars (\$500,000), provided the college would raise before November 1, 1913, the sum of one million dollars (\$1,000,000) in addition; and

WHEREAS, the said college has raised eight hundred thousand dollars (\$800,000), which sum, together with the five hundred thousand dollars (\$500,000) donated by the Peabody Education Fund, will be lost to the citizens of the State of Tennessee unless the additional two hundred thousand dollars (\$200,000) is raised by November 1, 1913; and

WHEREAS, in order to aid said George Peabody College for Teachers to raise the said additional two hundred thousand dollars (\$200,000), certain trustees of the University of Nashville are desirous of conveying to the trustees of the George Peabody College for Teachers all the property held in their hands as trustees under the will of Montgomery Bell aforesaid; and

WHEREAS, the trustees of the George Peabody Col-

lege for Teachers have expressed a willingness and desire to use said fund in conducting a school in accordance with the purposes as stated in the will of said Montgomery Bell; now, therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the charter of the University of Nashville be, and the same is, hereby so amended, and its said trustees are authorized and empowered to transfer and convey, by deed or otherwise, to the trustees of the George Peabody College for Teachers all the property, both real, personal, and mixed, now held by said trustees under the will of Montgomery Bell aforesaid.

SEC. 2. That such conveyance be made pursuant to a majority vote of the trustees of the University of Nashville who may attend any regular or called meeting of said trustees; *provided, however*, that not less than a majority of the entire number of trustees shall constitute a quorum for the transaction of the business hereby authorized.

SEC. 3. *Provided, further*, that such conveyance shall stipulate on its face that the assignee of said fund shall take, hold, and use the same for the purposes expressed in the will of Montgomery Bell and as therein directed, and for no other purpose or in any other way.

SEC. 4. That all laws or parts of laws in conflict with the provisions of this Act be, and the same are, hereby repealed.

SEC. 5. This Act is to take effect from and after its passage, the public welfare requiring it.

Passed September 23, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 26, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 10.

SENATE BILL No. 237.

(By Messrs. McAllister and Baxter.)

A BILL to be entitled An Act to so amend the charter of the University of Nashville as to authorize the conveyance of all of its property to the trustees of the George Peabody College for Teachers.

WHEREAS, the trustees of the Peabody Education Fund have heretofore maintained an educational institution out of the said Peabody Education Fund, and have heretofore occupied certain buildings of the said University of Nashville; and

WHEREAS, the trustees of the Peabody Education Fund have established an institution for the education of teachers in the city of Nashville, Davidson County, Tenn., the same to be known as the George Peabody College for Teachers; and

WHEREAS, about two years ago the trustees of the Peabody Education Fund, in New York, offered to give the George Peabody College for Teachers, of Nashville, five hundred thousand dollars (\$500,000), provided the college would raise before November 1, 1913, one million dollars (\$1,000,000); and

WHEREAS, the said college has raised eight hundred thousand dollars (\$800,000), which, together with the five hundred thousand dollars (\$500,000) donated by the said Peabody Education Fund, will be lost to the citizens of the State of Tennessee unless the remaining two hundred thousand dollars (\$200,000) shall be raised by November 1, 1913; and

WHEREAS, the trustees of the University of Nashville, by resolution of January 9, 1902, expressed their confidence in the endeavor to build this college by donating the campus and buildings to that cause; and

WHEREAS, the University of Nashville is in possession of certain property and funds donated to it

by the State of Tennessee and by others for the promotion of higher learning; and

WHEREAS, certain trustees of said University of Nashville recognize that the said University of Nashville has practically ceased operation, and said trustees desire to further the objects and purposes of the said George Peabody College for Teachers by a conveyance to the trustees of the said last-named institution all the property held in their hands as trustees belonging to the said University of Nashville; now, therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the charter of the University of Nashville be, and the same is, hereby so amended as to authorize and empower the trustees of the University of Nashville to transfer and convey, by deed or otherwise, to the trustees of the George Peabody College for Teachers all the property, both real, personal, or mixed, now held by said trustees for the use and benefit of said University of Nashville.

SEC. 2. That such conveyance may be made pursuant to a majority vote of the trustees of the University of Nashville who may attend any regular or called meeting of such trustees; *provided, however*, that not less than a majority of the entire number of trustees shall constitute a quorum for the transaction of the business hereby authorized.

SEC. 3. That all laws and parts of laws in conflict with the provisions of this Act be, and the same are, hereby repealed.

SEC. 4. That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 23, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 26, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 11.

SENATE BILL No. 68.

(By Mr. Clement.)

AN ACT to regulate the sale, barter, distribution, storing, or giving away of opium, coca leaves, or any compound, manufacture, salt, derivative, or preparation thereof; and providing penalties for the violation thereof.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That on and after the taking effect of this Act, it shall be unlawful for any person in the State of Tennessee to sell, barter, distribute, or give away any opium or coca leaves, or any compound, manufacture, salt, derivative, or preparation thereof; *provided*, that this shall not apply:

a. To the dispensing or distribution of any said drugs to any patient by a physician, dentist, or veterinary surgeon registered in the State of Tennessee under the provisions of the several Acts regulating the practice of their profession; *provided*, however, that said distribution or dispensing shall be in the course of his professional practice only, and that such physician, dentist, or veterinary surgeon shall personally attend such patient.

b. To the sale, dispensing, or distribution of any said drugs by pharmacists registered under the laws of the State governing the practices of the profession of pharmacy to a consumer under and in pursuance to a written prescription issued by a physician, dentist, or veterinary surgeon of the standing mentioned in "a" above; *provided*, however, that such prescription shall be dated as of the day on which signed, and shall be signed by the physician, dentist, or veterinary surgeon who shall have issued the same.

c. To the sale or distribution of any of the foregoing drugs by any wholesale druggist, dealer, or jobber within the State to a retail dealer.

Register of
sales re-
quired.

SEC. 2. *Be it further enacted,* That every whole-sale or retail dealer shall keep in his place of business a registry, to be made in accordance with the rules and regulations hereinafter provided for. Said registry shall plainly show all purchases made by said persons of the aforesaid drugs, date purchased, from whom purchased, and amount of said purchase. He shall likewise keep a registry, which shall show all sales of said products, including the date on which sale is made, the amount sold, and to whom sold. All retail dealers and pharmacists doing business pursuant to the terms of this Act shall likewise keep on file, for a period of two years, all prescriptions containing such drugs which have been filled by them.

Said records of every character shall be open to inspection by all State and municipal officials who are charged with the enforcement of any law or municipal ordinance regulating the sale, prescribing, dealing in, or distribution of the aforesaid drugs. Physicians who shall dispense or distribute any of the aforesaid drugs provided by this Act shall keep a duplicate of all prescriptions issued by them for a term of two years, and said duplicate shall be subject to inspection by any of the officers named in the preceding paragraph.

Possession or
control pre-
sumptive
evidence—
exceptions
to.

SEC. 3. *Be it further enacted,* That the possession or control of any of the aforesaid drugs, by any persons other than those excepted in Sections One (1) and Two (2) of this Act, shall be presumptive evidence of a violation of this Act; *provided,* that this section shall not apply to any employee of any person exempted as above who has such possession or control by virtue of his employment and not on his own account; or to any United States, State, or municipal officer, board, or other authorities who or which has possession of any such drugs for purposes of investigation, enforcement of law, or otherwise; or to a warehouseman holding possession of same for a person exempted under the provisions of this Act; or to common carriers engaged in transporting such drugs; *provided, further,* that it shall not be necessary to negative any of the aforesaid exemptions in any complaint, information, indictment,

or other writ or proceeding laid or brought under this Act, and the burden of proof of any such exception shall be upon the defendant.

SEC. 4. *Be it further enacted*, That the provisions of Section 2 above shall not apply to any person who keeps the records therein named in accordance with the laws of the United States as now existing or which shall hereafter be made providing for such records.

SEC. 5. *Be it further enacted*, That the word "person" as used in this Act shall be construed to import the plural or singular, as the case demands, and shall include firms, corporations, companies, societies, and associations.

SEC. 6. *Be it further enacted*, That it is hereby made the special duty of the Pure Food and Drug Inspector, and his duly appointed assistant inspectors and chemists, to specially enforce the provisions of this Act, and rules and regulations for its enforcement shall be made by the said State Pure Food and Drug Inspector and the Secretary of State Board of Health.

SEC. 7. *Be it further enacted*, That any person who shall disclose any of the information contained in the registries, prescriptions, or other records mentioned in this Act, except for the purpose of the enforcement of the provisions of this Act or of enforcing any other law of the State or the ordinances of any municipality, shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined and imprisoned as hereinafter provided.

Registries—
information
of.

SEC. 8. *Be it further enacted*, That the provisions of this Act shall not be construed to apply to the sale, distribution, giving away, or dispensing of preparations and remedies which do not contain more than two grains of opium or more than one-fourth of a grain of morphine or more than one-twelfth of a grain of heroin or more than one grain of codeine, or any salt or derivative of any of them, in one fluid ounce; or if a solid or semisolid preparation, in one avoirdupois ounce; or to liniments, ointments, or other preparations which are prepared for external use only, except liniments, ointments, and other preparations which contain cocaine or any

Remedies—
certain ex-
emptions.

of its salts or alpha or beta encaine or any of their salts, or any synthetic substitute for them; *provided*, that such remedies and preparations are sold, distributed, given away, or dispensed as medicines and not for the purpose of evading the intentions and provisions of this Act.

The provisions of this Act shall not apply to decocainized cocoa leaves, or preparations made therefrom, or to other preparations of coca leaves which do not contain cocaine.

Stock limits.

SEC. 8a. *Be it further enacted*, That no retail druggist or dealer shall have on hand at one time a stock greater than five ounces of cocaine or of tropacocaine, hollo-cocaine, novo-cocaine, alpha-encaine, beta-encaine; and if the stock on hand of any one of said substances shall be as much as five ounces, none of the other substances shall be kept on hand at the same time. Said drugs shall not be sold in the flake or crystal form, but in solution only, which said solution shall not be stronger than five per cent.

Penalty.

SEC. 9. *Be it further enacted*, That any person violating any of the provisions of this Act shall be guilty of a misdemeanor, and, on conviction thereof, for the first offense, shall be punished by a fine of not less than \$50 nor more than \$100, and, for the second offense, by a fine of not less than \$100 nor more than \$500, and by imprisonment for thirty days in the county workhouse. It shall be the duty of the Circuit and Criminal Court Judges of this State to give the provisions of this Act in special charge to the grand jury, and the grand jury shall have and exercise inquisitorial power over any violation of this Act, and no prosecutor shall be required for an indictment against a person for violating the provisions of this Act.

SEC. 10. *Be it further enacted*, That all laws and parts of laws in conflict herewith shall be, and the same are, hereby repealed, and this Act shall take effect from and after January 1, 1914, the public welfare requiring it; *provided, however*, that nothing contained in this Act shall be construed to impair, alter, amend, or repeal any of the provisions of

Chapter 297 of the Acts of 1907 or any amendments thereto.

Passed September 22, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 25, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 12.

SENATE BILL No. 24.

(By Messrs. Fisher, Brett, and Bass.)

AN ACT to limit and regulate the hours of labor of women and children under the ages of sixteen years in workshops and factories in the State of Tennessee, and to provide penalties for the violation thereof.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That on and after January 1, 1914, and up to and including January 1, 1915, it shall be unlawful for any proprietor, foreman, owner, or other persons to employ, permit, or suffer to work in, about, or in connection with any workshop or factory in the State of Tennessee, any female or any child under the age of sixteen years in excess of fifty-eight hours in any one week or more than ten and a half hours in any one day; *provided*, that ten and a half hours a day will be permitted only for the purpose of providing for one short day in the week.

SEC. 2. *Be it further enacted*, That commencing January 1, 1915, it shall be unlawful for any pro-

prietor, foreman, owner, or other person to employ, permit, or suffer to work in, about, or in connection with any workshop or factory in the State of Tennessee, any female or any child under sixteen years of age in excess of fifty-eight hours in any one week or more than ten and a half hours in any one day; *provided*, that ten and a half hours per day will be permitted only for the purpose of providing for one short day in the week.

SEC. 3. *Be it further enacted*, That any proprietor, foreman, owner, or other person who shall require, permit, or suffer to work in, about, or in connection with any industry or establishment named in the foregoing section, any female or child under the age of sixteen years more than the number of hours as prescribed in Sections One and Two of this Act, or any person mentioned in Sections One and Two violating any of the provisions of this Act, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined not less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100) for each offense.

SEC. 4. *Be it further enacted*, That every proprietor, foreman, owner, or other person in charge of any industry specified in Sections One and Two of this Act shall post, or cause to be posted, in a conspicuous place in the workroom or place of employment where persons affected by this Act are employed, a printed or written notice, setting forth therein the hours of commencing and leaving work, the time allowed for meals or other intermissions, and the maximum number of hours any female or child under the age of sixteen be permitted to work in any one day or in any one week. And in event any proprietor, foreman, owner, or other person shall operate a business which runs at night, he shall specify in said notice the hours of work on the night shift, giving the number of hours each female or child under the age of sixteen years is permitted to work on such night shift.

SEC. 5. *Be it further enacted*, That the failure on the part of any proprietor, foreman, owner, or other person in charge of any industry named in Sections One and Two of this Act to post, or cause to be

posted, within sixty days after date of the passage of this Act, and to keep posted said notices as provided in Section Four, shall be prima facie evidence of the violations of Sections One and Two of this Act.

SEC. 6. *Be it further enacted*, That every proprietor, foreman, owner, or other person mentioned in the foregoing sections of this Act shall keep, or cause to be kept, a record, showing the length of time each and every female or child under sixteen years has worked each day and the number of hours worked in each week; and such record shall be open for inspection at all reasonable hours to the Department of Workshop and Factory Inspection.

SEC. 7. *Be it further enacted*, That the State Department of Workshop and Factory Inspection shall be charged with the duty of enforcing the provisions of this Act and prosecute all violations thereof.

SEC. 8. *Be it further enacted*, That all laws and parts of laws in conflict with this Act are hereby repealed.

SEC. 9. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 22, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 25, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 13.

SENATE BILL NO. 19.

(By Mr. Fisher.)

AN ACT to amend an Act entitled "An Act to require corporations to file certain information with the Secretary of State, and to provide for the payment of an annual fee therewith to the Secretary of State," being Chapter 434 of the Acts of the General Assembly of the State of Tennessee for the year 1907, passed April 10, 1907, and approved April 13, 1907, so as to provide more efficient means for the enforcement of said Act.

SECTION 1. *Be it enacted by the General Assembly* of the State of Tennessee, That Chapter 434 of the Acts of 1907, entitled "An Act to require corporations to file certain information with the Secretary of State, and to provide for the payment of an annual fee therewith to the Secretary of State," passed April 10, 1907, and approved April 13, 1907, be, and it is, hereby amended by striking out all that part of Section 1 following the words and figures "and over \$150," in the forty-sixth line of said section as same appears in the published Acts for the year 1907, and substituting therefor the following—to wit:

Every corporation failing or refusing to file said statement and pay said fee as hereinbefore provided shall, in addition to the fee, pay a penalty of one dollar for each day's delinquency.

The Secretary of State is authorized and empowered, and it shall be his duty, after the first day of September in each year, to issue a distress warrant for the collection of the fee and penalty due from each delinquent corporation. Said distress warrant may be addressed and delivered to the Sheriff of the county wherein such delinquent corporation has its principal office or place of business, or to the Sheriff of any county in which the Secretary of State has reason to believe property of such delinquent corporation may be found.

The Sheriff into whose hands such distress warrant may come, or his deputy, may execute same by

distrain and sale of personal property belonging to such delinquent corporation, and the proceedings in respect thereto shall be the same as are provided by law for proceedings under an execution at law from a court of record; and the executing officer shall be entitled to the same fees, commissions, and necessary expenses of removing and keeping property distrained as in case of an execution from a court of record.

If the officer cannot find personal property to satisfy said distress warrant, he may levy same upon any real estate in his county belonging to such delinquent corporation; and if levied on land, said distress warrant, together with the officer's return thereon, shall be returned to the Circuit Court of the county wherein the land lies, and the land shall be condemned and sold under the orders of said Circuit Court in the same manner as in case of the levy on land of an execution issued by a Justice of the Peace.

SEC. 2. *Be it further enacted*, That the Secretary of State shall annually on the first day of July hereafter pay into the treasury of the State of Tennessee all fees collected for filing corporation reports, less the amount of actual expense incurred in collecting same; *provided, however*, no expense shall be allowed for the collection of said fund unless the same is shown by vouchers sworn to and approved by the Secretary of State and Comptroller; *provided*, that in case an attorney is required to enforce said collection, it shall be the duty of the District Attorney-General of the district in which the property of the delinquent corporation or corporations is situated to represent the State without extra compensation.

SEC. 3. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take

effect on and after its passage, the public welfare requiring it.

Passed September 25, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 26, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 14:

SENATE BILL No. 95.

(By Mr. Baxter.)

AN ACT to amend an Act entitled "An Act for the benefit of disabled and indigent soldiers of Tennessee," being Chapter 180, Acts of 1889.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the words "twenty-five" in the ninth line of Section 1, Chapter 180, Acts of 1889, be stricken out and the words "thirty-five" be substituted in lieu thereof.

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 17, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 22, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 15.

SENATE BILL No. 81.

(By Messrs. Horne and Crawford.)

AN ACT to amend an Act entitled "An Act providing for the sanitation of bakeries, canneries, packing houses, slaughterhouses, dairies, creameries, cheese factories, confectioneries, restaurants, hotels, groceries, meat markets, and all other food-producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold or distributed, and vehicles in which food is placed for transportation; regulating the health of operatives, employees, clerks, drivers, and all other persons working on the premises who handle the material from which food is prepared or the finished product; defining food; regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed, or transported; and defining the duties of the State Board of Health and the Pure Food and Drug Inspectors, and providing penalties for the violation," being Chapter 473 of the Acts of the General Assembly of the State of Tennessee, passed April 30, 1909, and approved May 1, 1909.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 2 of an Act entitled "An Act providing for the sanitation of bakeries, canneries, packing houses, slaughterhouses, dairies, creameries, cheese factories, confectioneries, restaurants, hotels, groceries, meat markets, and all other food-producing establishments, manufactories, or other places where food is prepared, manufactured, packed, stored, sold, or distributed, and vehicles in which food is placed for transportation; regulating the health of the operatives, employees, clerks, drivers, and all other persons working on the premises who handle the material from which food is prepared or the finished product; defining food; regulating the wholesomeness of food manufactured, prepared, packed, stored, sold, distributed, or transported; and defining the duties of the State Board of Health and the Pure Food and Drug Inspector, and providing penalties for the violation thereof," being Chapter 473 of the Acts of 1909, shall be, and the same is, hereby amended so that it shall read as follows:

Protection—re-
quirements
for.

“SEC. 2. *Be it further enacted*, That the floors, sidewalks, ceilings, furniture, receptacles, implements, and machinery of every establishment or place where food is manufactured, packed, stored, sold, or distributed, and all cars, trucks, and vehicles used in the transportation of food products, shall at no time be kept in an unclean, unhealthful, and unsanitary condition; and for the purpose of this Act unclean, unhealthful, and unsanitary condition shall be deemed to exist if food in the process of manufacture, preparation, packing, storing, sale, distribution, or transportation is not securely protected from flies, dust, dirt, and, as far as may be necessary by all reasonable means, from all other foreign or injurious contamination; and if the refuse, dirt, and the waste products subject to decomposition and fermentation incident to the manufacture, preparation, packing, storing, selling, distributing, and transporting of food are not removed daily; and if all trucks, trays, boxes, baskets, buckets, and other receptacles, chutes, platforms, racks, tables, shelves, and all knives, saws, cleavers, and other utensils and machinery used in moving, handling, cutting, chopping, mixing, canning, and all other processes are not thoroughly cleaned daily; and if the clothing of the operatives, employees, clerks, or other persons therein employed is unclean.”

SEC. 2. *Be it further enacted*, That Section 10 of said Act shall be, and the same is, hereby amended so that it shall read as follows:

Penalty.

“SEC. 10. *Be it further enacted*, That any person who violates any of the provisions of this Act, or who refuses to comply with any lawful orders or requirements of the State Pure Food and Drug Inspector, duly made in writing, as provided in Section 9 of this Act, shall be guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not less than \$10 nor more than \$50; and each day after the expiration of the time limit for abating unsanitary conditions and completing improvements to abate such conditions as ordered by the State Pure Food and Drug Inspector shall constitute a distinct and separate offense. It shall be the duty of the State Pure Food and Drug Inspector, or his duly ap-

pointed deputy inspectors or agents, upon learning of the violation of any provision of this Act, to institute a prosecution in the name of the State against the person violating the Act by procuring a warrant for the arrest of such person from a Justice of the Peace of the county where the offense is alleged to have been committed; and it shall be the duty of the officer making the arrest under such warrant to take the person so arrested, without delay, before some Justice of the Peace of the civil district where the offense is alleged to have been committed; and it shall be the duty of such Justice of the Peace to hear the evidence and decide the case, regardless of whether the grand jury be in session at that time; and if the person or persons so tried shall be found guilty, then such Justice of the Peace shall impose the fine fixed by the provisions of this Act. Any person so convicted and fined shall, however, have the right of appeal to the Circuit Court of the county in which such offense is committed, upon giving bond and security for the amount of the fine imposed and costs, or upon taking the pauper's oath and giving an appearance bond; and upon appeal to the Circuit Court, trial therein shall be de novo upon the warrant and according to the practice of said court in cases of appeals from Justices of the Peace. The continued operation of any food-producing or food-handling establishment in violation of this Act, after legal notice in writing has been given by the State Pure Food and Drug Inspector to the person in authority at said establishment or to his agent on the premises, is hereby declared to be a nuisance; and whenever knowledge of such continued operation, after receiving lawful orders, shall come to the Pure Food and Drug Inspector, it shall be his duty to apply to a court of competent jurisdiction, through a District Attorney-General of the State in the district where the violation of this Act has been committed, whose duty it shall be to forthwith commence proceedings to cause to be issued an injunction restraining the person, firm, or corporation so conducting a business from further continuance therein, and abating the same as a nuisance. Such court may, in its discretion, issue the injunction

Appeal—right
of.

Continued
violation
may be de-
clared a
nuisance.

forthwith or upon notice, and such proceedings shall be in the name of the State of Tennessee on the relation of the State Pure Food and Drug Inspector, and no bond or other security for costs shall be required of the State in such cases; and it is hereby expressly provided that this remedy by injunction and proceedings to abate the nuisance shall not be exclusive of any other remedy herein provided, but each remedy herein provided shall be considered cumulative of and additional to all other remedies."

SEC. 3. *Be it further enacted*, That all laws and parts of laws in conflict herewith shall be, and the same are, hereby repealed, and that this Act shall take effect from and after its passage, the public welfare requiring it.

Passed September 22, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 25, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 16.

SENATE BILL No. 80.

(By Mr. Horne.)

AN ACT to amend an Act entitled "An Act to prohibit the manufacture or sale of adulterated or misbranded food or drugs affecting the health of the people in the State of Tennessee, and to provide for the enforcement of same," being Chapter 297 of the Acts of the General Assembly of the State of Tennessee for the year 1907, passed April 4, 1907, and approved April 9, 1907.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 4 of an Act entitled "An Act to prohibit the manufacture or sale of adulterated or misbranded food or drugs affecting the health of the people in the State of Tennessee, and to provide for the enforcement of the same," shall be, and the same is, hereby amended in the following particulars—to wit:

(a) By inserting immediately following Subsection 2, under heading "In case of drugs," the following additional subsection:

"3. If its package or label shall bear or contain any statement, design, or device regarding the curative or therapeutic effect of such article or any of the ingredients or substances contained therein which is false."

(b) By changing Subsection 3, under heading "In case of food," so that it shall read as follows:

"3. If in package form, the quantity of the contents be not conspicuously, plainly, and correctly marked on the outside of the package in terms of weight, measure, or numerical count; *provided*, that reasonable variation shall be permitted, and tolerances and also exemptions as to small packages shall be established by rules and regulations to be promulgated by the State Pure Food and Drug Inspector; *provided, further*, that said tolerances and exemptions as to small packages shall be made uniform with like tolerances and exemptions estab-

lished by the United States Department of Agriculture whenever said department shall establish same; and *provided, further*, that no penalty of fine or imprisonment for violation of this subsection shall be imposed for goods packed prior to twelve months after passage of this bill."

SEC. 2. *Be it further enacted*, That all laws and parts of laws in conflict herewith shall be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed September 22, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 25, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 17.

SENATE BILL No. 78.

(By Mr. Horne.)

AN ACT to regulate the sale or offering for sale of milk in the State of Tennessee by providing a standard therefor, and by prohibiting the sale or offering for sale of impure or adulterated milk, making violations of this Act a misdemeanor, and providing for the enforcement of the same.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That no person, either by himself, his servant or agent, shall sell, or have in his possession with intent to sell, or expose, or offer for sale, adulterated milk, or milk to which water or any foreign substance has been added, or milk produced by sick or diseased cows, or milk from which the cream or a part thereof has been removed.

or milk which is not of standard quality, or milk collected and kept or handled under conditions which are not cleanly and sanitary, or milk which contains visible dirt, or milk which contains less than eight and one-half per cent of milk solids (exclusive of fat and three and one-half per cent of milk fat), or milk which contains any added color or preservative; or sell, offer for sale, or have in possession with intent to sell, as above provided, pasteurized milk which has not been subjected to a temperature of 145 degrees Fahrenheit for thirty minutes or 165 degrees Fahrenheit for thirty seconds; *provided, however*, that this section shall not be construed to prohibit the sale of modified milk, skimmed milk, buttermilk, or fermented milk, or cultured milk beverages when such materials are sold under their own names and so labeled.

SEC. 2. *Be it further enacted*, That any person, firm, or corporation violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined not less than \$10 nor more than \$50 for the first offense, and for each subsequent offense not less than \$50 nor more than \$100, or shall be confined in the county jail not more than ninety days, or both such fine and imprisonment; and it is hereby made the duty of the State Pure Food and Drug Inspector and his deputies to specially enforce this law.

SEC. 3. *Be it further enacted*, That all laws or parts of laws in conflict with this Act are hereby repealed, and that this Act shall take effect from and after its passage, the public welfare requiring it.

Passed September 22, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 26, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 18.

SENATE BILL No. 115.

(By Messrs. Morrell and Walsh.)

A BILL to be entitled An Act authorizing the construction and improvement, the reconstruction and reimprovement by opening, extending, widening, grading, curbing, guttering, paving, graveling, macadamizing, draining, or otherwise improving any of the streets, highways, avenues, alleys, or other public places within the corporate limits of cities, towns, or other municipal corporations in the State having a population of not less than 2,075 nor more than 35,000 inhabitants according to the Federal census of 1910 or by any subsequent Federal census; and to authorize the assessment of a portion of the cost of such improvement upon the property abutting upon or adjacent to such streets, highways, streets, or alleys, and to authorize the issuance of bonds to pay for such improvements, and the redemption of such bonds.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the municipalities of this State having a population of not less than 2,075 nor more than 35,000 according to the Federal census of 1910 or any other subsequent Federal census, shall have the power and authority to design, or cause to be designed, contract for, and execute, or cause to be executed, the construction and improvement or the reconstruction or reimprovement of any street, avenue, alley, highway, or other public place, by opening, extending, widening, grading, paving, macadamizing, curbing, guttering, draining, or otherwise improving the same in such manner and with such material or materials and with such culverts and drains as the legislative body of such municipality may prescribe, and to cause not less than two-thirds of the cost or expense of the aforesaid work and improvements to be assessed against the property abutting or adjacent to said street, avenue, alley, or any other public place so improved.

SEC. 2. *Be it further enacted*, That when the legislative body of municipality shall determine to construct any improvement authorized by the preceding section, two-thirds of the cost of which is to be assessed against the property abutting or adjacent to the street, highway, avenue, alley, or other public

place to be improved, it shall adopt an ordinance that such improvement or improvements shall be made, which ordinance shall describe the nature and extent of the work, the character of material or materials to be used, the location and the terminal points of the proposed improvements, and the streets, alleys, highways, or other public places, or part or parts thereof, on which such improvements are to be made, and which shall direct that full details, drawings, plans, specifications, and surveys of said work and estimates be prepared by the City Engineer, or such other person as may be designated in such ordinance; or the said legislative body may adopt plans for such work already prepared.

Such details, drawings, plans, specifications, and estimates shall, when completed, be placed on file in the office of the City Engineer, or other official designated in such ordinance, where the property owners who may be affected by such improvement may see and examine same; and the said ordinance shall appoint a time when the legislative body of such municipality shall meet, which shall not be less than two weeks after the date of the first publication of notice of said ordinance, to hear any objections or remonstrance that may be made to said improvement, the manner of making same, or the character of material to be used. Notice of the adoption of such ordinance shall be given by publishing a notice once a week for two consecutive weeks in some newspaper of general circulation in said municipality.

Plans and
specifica-
tions.

Notice of im-
provements.

It shall not be necessary to set out in full in such notice said ordinance, but such notice shall state the character of such improvement or improvements, the location and terminal points thereof, and also the time and place, not less than two weeks from the date of first publication of the notice, at which the legislative body of such municipality shall meet to hear remonstrances or protests against the making of such improvement or improvements. At the time and place thus appointed the legislative body shall meet, and at said meeting, or at the time and place to which same may be adjourned from time to time, all persons whose property may be affected

Protest—
how made.

by such improvement or improvements may appear in person or by attorney or by petition and protest against the making of such improvement or improvements, the material to be used, and the manner of making same; and the said legislative body shall consider such objections and protests, if any, and may confirm, amend, modify, or rescind such original ordinance. Failure to object or protest at the time of conformation of original ordinance shall constitute a waiver of any and all irregularities, omissions, and defects in the proceedings taken prior to such a time.

Contractor—
bond of.

SEC. 3. *Be it further enacted*, That upon the confirmation of the ordinance hereinbefore referred to, it shall be the duty of said legislative body of said city to proceed to construct the improvements thus authorized, which may be done by contract with the lowest and best responsible bidder, in accordance with the provisions of the charter of such city or town, or it may be done by said municipality as it may elect; *provided, however*, that in case said work is let to the lowest and best responsible bidder, all bids submitted for the construction of such improvement shall be accompanied by a certified check or a suitable bond, with at least two good and solvent sureties, who are citizens or residents of the city or town where the improvement is to be done; or in lieu of personal sureties, the bond of some surety company authorized to do business in this State may be given in a penal sum of at least ten per cent of the entire cost of the work to be done or improvements to be made, computed on the basis of the bid submitted, and conditioned that the contractors named therein shall, in case of said work is awarded to them, enter into a contract with said city or town within the time required and for the price named in their respective bids, and in accordance with the plans and specifications of the city and the provisions of the ordinance providing for the improvement.

Said legislative body shall have the power to reject any and all bids and to order new bids. The successful bidder shall execute a bond to said city or town, in an amount equal to fifty per cent of the en-

ire contract price of said improvement, conditioned that said party shall well and truly perform all of the terms and conditions of the contract, in a good and workmanlike manner, and in accordance with the plans and specifications, which shall form part of said contract, and shall indemnify and save the city harmless from all losses, costs, and expenses which it may sustain by reason of any negligence of such contractor.

SEC. 4. *Be it further enacted*, That after the completion of the work or improvement, it shall be the duty of said legislative body, in conformity with the requirements of said ordinance, to apportion two-thirds of the cost of such improvement upon the land abutting on or adjacent to said street, highway, avenue, alley, or other public place, which apportionment shall be made against said land, and the several lots or parcels thereof, according to the frontage of said lots or parcels on said street, highway, avenue, or alley; *provided, however*, that the aggregate or total amount of the levy or assessment made upon or against any lot or parcel of land shall not exceed one-half of the assessed value of said lot for municipal taxes for the current year; and the city or town shall pay any part of such levy or assessment upon or against any such lot or parcel of land as may be in excess of one-half of said assessed value thereof.

Improvements
—property
owners liable
for two-thirds
of cost of.

Where intersections of any street, avenue, or other highway are improved, the municipality shall pay one-third of the cost thereof, and the balance shall be assessed against the property of the street improved and the intersecting street or streets for one-half a block in all directions according to the frontage thereof; *provided, however*, that the cost to be assessed against railways having tracks within such intersections shall be deducted from the cost of such intersections to be paid by the municipality and property owners. The cost of any improvement contemplated in this Act shall include the expense of the preliminary and other surveys, and the inspection and superintendence of such work, the preparation of plans and specifications, the printing and publishing of notices, resolutions, and ordinances re-

Street or avenue
intersection.

Improvements
—cost of.

quired, including notice of assessment, preparing bonds, interest on bonds, and any other expense necessary for the completion of such improvement; *provided, however*, that the cost of any guaranty or maintenance of any work constructed under the terms of this Act shall not be assessed against the property abutting on or adjacent to street or streets improved.

Railway company's liability.

SEC. 5. *Be it further enacted*, That when any street, highway, avenue, or alley to be improved in accordance with the provisions of this Act has located therein the track or tracks of any street railway or commercial railway company which has agreed to pave any portion of such street, highway, avenue, or alley, and by the terms of its said agreement has the option of either doing said work of paving in accordance with the plans and specifications prepared by such city, or of permitting said city or town to do said work at a price to be paid to said city or town by said company, it shall be the duty of said legislative body, before enacting the ordinance or ordinances providing for the improvement, to ascertain whether said company desires to do its portion of said paving itself or desires that the same be done by said municipality. If said company elects to have its portion of said paving done by said municipality, then, and before proceeding to apportion the cost of said improvement upon any lots or parcels of ground abutting on or adjacent to said highway, said Board shall first deduct from the total of said improvement the amount that should be paid by such company; and after deducting the amount that is to be paid by such street or commercial railway company, said legislative body shall next proceed to apportion two-thirds of the balance of the cost of such improvement upon the land abutting on and adjacent to such street, highway, avenue, or alley, as provided in Section 4 of this Act.

Improvements—notice of.

SEC. 6. *Be it further enacted*, That when said legislative body shall have completed such apportionment, the City Clerk, or such person as may be designated by the legislative body, of said city shall thereupon publish a notice that said assessment list has been completed, and that, on a day named, which

shall be not less than ten days after the date of publication of said notice, the City Council will consider any and all objections to said apportionment that have been filed in the office of said City Clerk or person designated. Said notice shall further recite that said lists are in the office of said City Clerk or person designated, and may be inspected within business hours and during the time specified by any one interested. Said notice shall also state the general character of the improvement and the terminal points thereof. All persons whose property it is proposed to assess for the cost of said improvement may at any time on or before the date named in such notice, and before said meeting of said legislative body, file in writing with the City Clerk or person designated any objections of defense to the proposed assessment or to the amount thereof. On the date named in said notice, or at any day to which said meeting may be adjourned or to which consideration of said assessments and the objections thereto may be postponed, said legislative body shall hear and consider said assessment and objections thereto, and, after so doing, shall confirm, modify, or set aside said assessments as shall be deemed right and proper. If no objection to the pro rata or the amount thereof is filed, or if the property owners fail to appear in person or by attorney and insist upon the same, the assessment shall be confirmed and made final; and property owners who do not file objection in writing or protest against such assessment shall be held to have consented to the same and forever barred to attack the regularity, validity, or legality of such assessment. Such confirmation and final action by said legislative body shall be done at a single meeting of said body; and it is hereby declared that the provisions of the charters of said cities in reference to the passage of ordinances shall not be applicable to the action of said bodies in levying such assessments as aforesaid, except that such levy or assessment shall be approved by the Mayor: and in the event he refuses to approve or vetoes said levies or assessments, which he shall do as a whole, such levies or assessments shall be passed over his

Protest—
how made.

Confirmation
of apportion-
ment.

veto in like manner as ordinances or resolutions are passed over such vetoes.

Assessments—
lien on
property.

All such assessments shall be and constitute a lien on the respective lots or parcels of land upon which they are levied, superior to all other liens except those of the State and county and city, for taxes. The enforcement of the State, county, and city of its liens for taxes on any lot or parcel of land upon which has been levied an assessment for any improvement authorized by this Act, shall not operate to discharge or in any manner affect the city's or town's lien for such assessment; but a purchaser at a tax sale by the State, county, or city of any lot or parcel of land upon which said assessment has been levied shall take the same subject to the lien of such assessment; and if bought by the State, any conveyance of the title thus required or any redemption shall be subject to the lien of such assessment; *provided, however*, that any error, mistake of name, number of lot, amount, or other irregularity may at any time be corrected; and no such levy or assessment shall ever be declared void or invalid by reason thereof, but the person aggrieved may leave the same corrected by application to the legislative body of said city or town. If in any court of competent jurisdiction any final assessment made in pursuance of this Act is set aside for irregularities, omissions, or defects in the proceedings, then the legislative body of such city may, upon recommendation and notice as required in the making of an original assessment, make a new assessment in accordance with the provisions of this Act.

Errors.

Assessment—
how paid.

SEC. 7. *Be it further enacted*, That all assessments levied by virtue of this Act shall be due and payable within thirty days after the assessment is made final as aforesaid; but at the election of the property owner, to be expressed by notice as hereinafter provided, said assessment may be paid in five annual installments, and shall bear interest at the rate of six per cent per annum, interest payable semiannually; that a property owner desiring to exercise the privilege of payment by installments shall, before the expiration of the thirty days aforesaid, enter into an agreement in writing with the municipality that

in consideration of such privilege he will make no objection to any illegality or irregularity with regard to the assessment against his property, and will pay the same as required by law, with the specified interest; that such agreement shall be filed in the office of the said City Clerk or person designated by the municipality, and in all cases where such agreement has not been signed and filed within the time limited, the entire assessment shall be payable in cash, without interest, before the expiration of said thirty days; *provided*, that any property owner who shall have elected to pay his assessments in five annual installments shall have the right and privilege of paying up the assessment in full at any installment period by paying the full amount of the installments, together with all accrued interest, and an additional sum equal to one-half the annual interest thereon; *provided, however*, that if any property owner make default in the payment of any installment and interest thereon, all of said installments, with interest, and an additional sum equal to one-half the annual interest, shall become immediately due and payable.

Contract for
payment in
installments.

SEC. 8. *Be it further enacted*, That after the legislative body shall have levied said assessments against the property abutting upon such street, highway, avenue, or alley, the said City Clerk or person designated shall deliver such assessments to Tax Collector of said city, who shall enter same in a well-bound book, styled "Special Assessment Book," which book shall be so ruled as to conveniently show:

"Special Assessment
Book."

- (1) Name of owner of such property.
- (2) The number of lot or part of lot and the plan thereof, if there be a plan.
- (3) The frontage of said lot and the depth thereof.
- (4) The amount that has been assessed against such lot.
- (5) The amount of such installment and the date on which installment shall become due.

Said book shall be indexed according to the name of the owners of the property and according to the name of the streets that have been improved. The Tax Collector shall issue his receivable warrant to the individual or owner desiring to pay any of said

assessments, which amount shall be paid to the Treasurer of said city as other taxes and revenues of said city are now paid. Whenever any installments of any assessments shall become past due for a period of sixty days, it shall be the duty of the Tax Collector of said city to certify said installment and all other installments of the same assessment to the City Attorney of said city, whose duty it shall be to immediately enforce the collection of said installment or installments by attachment levied upon the lot or parcel of ground upon which such assessment was levied. In case of any such delinquency, attachment shall be sued out and the lien thereunder enforced in the Chancery Court of the county where said land is located. Any land so attached may be sold in said attachment proceedings in bar of the equity of redemption and all other rights, legal or equitable, belonging to the owners of said land.

Bonds—
may issue.

SEC. 9. *Be it further enacted*, That when the legislative body shall have ordered the construction of any improvement in accordance with the terms of this Act, said legislative body shall have the power and authority, for the purpose of providing means to pay that portion of the cost of said improvement not chargeable to the municipality proper, to issue negotiable bonds of the municipality to the amount in par value not exceeding two-thirds of the estimated cost of any such improvement or improvements, which cost shall for this purpose be estimated by the legislative body in the ordinance authorizing the issue of said bonds. Such bonds shall be payable to bearer in lawful money of the United States, either at the office of the Treasurer of the municipality or at such other place in the United States as may be designated in the bond, and be in such form and signed by such officers as may be provided in the ordinance directing the issue. Coupons may bear a facsimile signature or signatures. In case any of such officers whose signatures appear on the bonds or coupons shall cease to be such officer before the delivery of such bonds to the purchaser, such signature shall, nevertheless, be valid and sufficient for all purposes, the same as if they had remained in office until the delivery of the bonds. The bonds shall run

for one, two, three, four, and five years, and bear interest at a rate not exceeding six per centum per annum, as may be designated in the bonds, payable semiannually, and such bonds shall be of such denomination as the legislative body may direct. The municipality may, in its discretion, in such ordinances provide that any bonds shall be payable at the option of the municipality at any interest-bearing period; and in the event of bonds being thus made payable at the option of the municipality before maturity, and in the event that the municipality shall elect to pay any such bond in full at any interest-bearing period before its maturity, it shall pay as a bonus to the holder thereof a sum equal to one-half of the annual interest thereon for one year; *provided, however*, that the legislative body shall give public notice before any such interest period by publication three times once a week for three consecutive weeks, in a newspaper having general circulation in such municipality, the first publication to be not less than thirty days prior to the interest period at which it is proposed to redeem the bonds, such notice stating the intention to redeem the bonds and describing them by number and series. The municipality shall have no right or option to pay any bonds prior to maturity, unless such right or option is expressly reserved in the bonds. Said bonds shall be sold at public or private sale. Such bonds shall be the absolute and general obligations of the municipality. The legislative body of the municipality shall provide by ordinance that the assessments levied upon the property abutting on the streets, alleys, or highways, or part or parts thereof, in respect of which any such bonds are issued, shall be set apart as a fund for the payment of such bonds and interest. It shall be the duty of the legislative body of the municipality to levy an ad valorem tax upon all of the taxable property in the municipality to pay the principal and interest of said bonds as they become due, or to pay such part or parts thereof as are not provided for by the assessments levied and actually collected and in the treasury of the municipality set apart for the payment of such bonds and interest. Such tax shall be in addition to all other

Bonds—description of.

Special tax.

Separate
record kept.

taxes which such municipality is by law authorized to levy. Any ordinance authorizing the issuance of such bonds shall be valid when passed by the legislative body and approved by the Mayor, as now required by the charter of such city, and, in the provisions of such charters requiring the submission of ordinances involving the issuance of bonds to the vote of the people, shall not apply to said ordinances authorizing the issuance of bonds as aforesaid. Such ordinances may, in the discretion of the legislative body, provide for the issuance of bonds in one lot or amount in respect of any one or more of such improvements on one or more streets, alleys, or highways, or part or parts thereof, and may, in the discretion of the legislative body, provide that any assessments levied in respect of any such improvement or improvements on one or more streets, alleys, or highways, or part or parts thereof, may be applied as a whole toward payment of such entire lot or amount of bonds or interest thereon; and it shall be necessary that each assessment for each separate improvement shall be kept separate and applied to the bonds issued in respect of that particular improvement. After the passage of any ordinance authorizing the issue of bonds, any proceedings authorizing the advertisement or sale or award of the bonds may be taken by order made at single session of the legislative body, and need not be by ordinance.

No proceedings on the part of any such municipality in respect of the issuance of any such bonds shall be necessary, except such proceedings as are required by this Act. Any such bonds may, in the discretion of the legislative body of the municipality, be issued in substantially the following form or in such other form as the legislative body of the municipality may from time to time prescribe:

UNITED STATES OF AMERICA,
STATE OF TENNESSEE,
CITY OF

STREET IMPROVEMENT BOND.

No..... Series..... \$.....

The city of, a municipal corporation organized and existing under the laws of the

State of Tennessee, for value received, hereby acknowledges itself indebted and promises to pay to the bearer the sum of \$. in lawful money of the United States of the first day of and in each year until this bond is paid, upon presentation and surrender of the annexed coupons as they severally fall due, both principal and interest being payable at the office of the city, in, Tenn., or at the office of, in, at the option of the holder.

This bond is issued under and in pursuance of and in strict conformity with an Act of the General Assembly of the State of Tennessee, approved, of the Acts of the year, and other statutes, and the Constitution of said State and the charter of said city, in such cases made and provided, and under and pursuant to ordinances and proceedings of said city, duly adopted and had, to provide means to pay not exceeding two-thirds of the estimated cost of certain street improvements.

It is hereby certified, recited, and declared that all acts, conditions, and things required to be done, exist, and be performed precedent to and in the issuance of this bond in order to make this bond a legal, valid, and binding obligation of the city of, have been done, existed, and been performed in regular and due time, form, and manner as required by law; and that the indebtedness represented by this bond, together with all other indebtedness of said city, does not exceed any limit prescribed by the Constitution or statutes of said State or the charter of said city. The full faith and credit of the city of are hereby pledged for the prompt payment of the principal and interest of this bond as the same become due.

In witness whereof, the Mayor of said city of and the City of said city have signed this bond and attached the seal of said city, and caused the interest coupons hereto attached to be signed with the facsimile sig-

nature of the said Mayor and the said City
 and this bond to be dated, 191....
, Mayor
, City

If the municipality reserves the right or option to pay off said bonds before maturity, such right or option shall be expressly reserved in the bonds; and the language of such reservation inserted in such case in the bond may be substantially as follows, or in any other appropriate language:

The city of hereby reserves the right and option to pay off this bond at any interest-paying period before maturity; and in the event the city of shall elect to pay off this bond in full at any interest period before maturity, it shall and will pay as a bonus to the holder thereof a sum equal to one-half of the annual interest thereon for one year; *provided, however*, that the legislative body of said municipality shall give public notice before such interest period by publication three times once a week for three consecutive weeks in a daily newspaper published in the city of, the first publication to be not less than thirty days prior to the interest period of this bond, stating its intention to redeem the same, and describing the same by number and series.

(Form of Coupon.)

No. \$.....

On the first day of, 19...., the city of, Tenn., will pay to the bearer, at the office of the City, in, Tenn., or at the office of, in at the option of the holder, dollars, being six months' interest then due on street improvement bond of said city, dated, 19...., Series, No.
, Mayor
, City

SEC. 10. *Be it further enacted*, That in the event of the issuance of bonds as in this Act provided, it

shall be the duty of the legislative body of the municipality to ascertain, in due season in advance of the time for the payment of the principal or interest, or both, of any and all such bonds, and in advance of the time for the payment of principal or interest, or both, of any such bonds, whether or not there is or will be sufficient moneys provided by the assessments levied and actually collected and in the treasury of the municipality set apart for the payment of the principal and interest of such bonds as the same from time to time become due; and it shall be the duty of the legislative body of the municipality, in due season in advance, to levy an ad valorem tax upon all the taxable property in the municipality sufficient to pay the principal and interest of such bonds as they become due from time to time, or to pay such part or parts thereof as are not or will not be fully provided for by the assessments levied and actually collected and in the treasury of the municipality in season for the payment of the principal and interest of such bonds as the same from time to time become due. In case the municipality shall levy and collect ad valorem taxes for the purpose of paying the principal and interest of any bonds, or any part thereof, the municipality shall, nevertheless, have the power and authority to proceed with the levy and collection of assessments; and such assessments, or part thereof, sufficient for the purpose shall be paid into the treasury of the municipality to reimburse the treasury for the amount thus paid out of such ad valorem taxes; and such money thus reimbursed to the treasury shall be used, under the direction of the legislative body of the municipality, for any lawful corporate purpose for which ad valorem taxes may legally be levied and collected.

Sinking fund.

SEC. 11. *Be it further enacted*, That any failure on the part of any municipality to comply with any of the provisions of this Act, and any failure in the existence or performance of any of the conditions precedent to the issuance of any bonds under this Act, shall not affect the validity of such bonds or of the assessment made under this Act, but the same shall be in all respects valid and binding.

SEC. 12. *Be it further enacted*, That the proceeds

Public im-
provement
fund.

arising from the collection of assessments levied for improvements authorized by this Act shall be and constitute a separate and distinct fund; and such fund, together with its accumulations, is hereby pledged for the payment of the bonds and interest coupons issued for the improvement or improvements from the assessments of which said fund arises, and shall be applied exclusively to the payment of said bonds and coupons. All proceeds arising from the collection of assessments levied for such improvements shall, as soon as collected, be deposited by the City Treasurer in some bank to be designated by the legislative body of the municipality; and such collections shall not be deposited with the general funds of the city, but shall be considered a separate deposit to the account of "Public Improvement," and shall be drawn out on checks or orders directing the amount designated therein to be paid out of the "Public Improvement" funds. The City Treasurer shall be liable on his official bond to any holder of the bonds authorized by this Act for any loss or injury to such bondholder caused by the diversion by said officer of any fund or part thereof to the payment of any bond, certificate of indebtedness, or interest coupons or indebtedness of the city other than the bonds and interest coupons and indebtedness herein authorized to be paid out of said fund, or by the use or misappropriation by said officer of any part of the funds out of which said bonds are required and contemplated herein to be paid for any other purpose than herein provided for, or for the benefit of the city or others; any member of the legislative body, who shall, by their vote, or in any other manner, cause, aid, or encourage any such diversion, use, or misappropriation of the fund out of which the bondholders are entitled to be paid, for any other purpose than that authorized and required herein, whereby loss and injury to the bondholders of any of them is caused, shall be jointly and severally liable to such bondholders injured to the extent of such loss or injury.

SEC. 13. *Be it further enacted*, That when the amount of the fund arising from the collection of assessments levied for any improvement or improve-

ments shall, with its accumulations, equal the amount of the outstanding bonds and accrued interest entitled to payment out of such fund, the City Treasurer shall have authority to redeem any and all bonds that may be presented to him for redemption.

Bonds—redemption of.

SEC. 14. *Be it further enacted*, That should there be a street, electric, or steam railroad track or tracks on any street, alley, avenue, or highway improved under this Act, the cost of such improvement between the rails and the spaces between such tracks and eighteen inches beyond the outer rail, including switches and turnouts, shall be paid by the owners of such railroad, and shall be assessed and collected from such owner, and shall be a lien upon the railroad and the property used in connection therewith; *provided, however*, that where any such railroad shall occupy any street, alley, or highway under ordinance or contract with the municipality, it shall pay or improve according to the provisions of such ordinance or contract, as has been provided in the fifth section of this Act.

Railways—requirement of.

SEC. 15. *Be it further enacted*, That in the event a petition be presented to the legislative body of the municipality averring the willingness of each of the signers to pay his or her pro-rata share of the entire cost of any improvement such as is authorized by this Act and relieve the municipality from the payment of any part thereof as to any street, highway, or alley, or part or parts thereof, which petition is signed by the owners of at least seventy-five per centum of the frontage of the lots or parcel of land abutting on such street, highway, or alley, or part or parts thereof, proposed to be thus improved, such petition may be granted by the legislative body; and thereupon proceedings may be had under this Act, the same in all respects as if the improvement had been begun by the legislative body on its own initiative; and bonds may be issued and assessments shall be made, except that the assessments shall, in such event, be made for the entire cost of the improvement, and bonds may be issued for the entire cost instead of assessments being made and bonds being issued for only two-thirds of the cost thereof; *provided*, that no assessment under this section

Individuals—special contract.

shall in any event exceed on any lot one-half of the assessed value of such lot for municipal taxes for the current year, and all other provisions of this Act shall be applicable in respect of any improvement made under this section, except as in this section otherwise expressly provided. This section is hereby declared to be separate from the remainder of the Act, and the validity or invalidity of this section shall not affect the remainder of the Act.

SEC. 16. *Be it further enacted*, That the entries in Special Assessment Book heretofore referred to shall be a book of original entries for any and all purposes, and certified copies thereof shall be competent evidence in all cases in all the courts of this State.

Water connections. SEC. 17. *Be it further enacted*, That before making any of the improvements contemplated in this Act, the legislative body shall have the power to order the owners of all abutting real estate to connect their several premises with water mains located in the streets or highways adjacent to their several premises; and upon default of the owners for thirty days after such order to make connection, the city may contract for and make the connection aforesaid, at such distances, under such regulations, and in accordance with such specifications as may be prescribed by the legislative body; and the whole cost of each connection shall be assessed against the premises with which the connection is made. Any number of such connections may be included in one contract, and the cost thereof shall be added to the final levy or assessment made against the property of each lot owner, as hereinbefore provided.

SEC. 18. *Be it further enacted*, That whenever such proceedings are taken by any such city or town as shall result in the sale of any lot of ground to pay any installment or installments of such levies or assessments, the Mayor of such city or town shall have the right to bid at such sale up to the amount of all of the assessments that are outstanding against said property; and if said property is struck off to said Mayor, the title thereof shall be taken in the name of the municipality of; and said Mayor shall thereafter have the power to execute a

quit-claim deed of such city to any individual who shall tender in consideration thereof the amount of such special assessments that may have been levied against such property, together with all costs, interest, or charges that may have been incurred in the effort to collect such assessments.

SEC. 19. *Be it further enacted*, That when any owner or part owner of any of the lots or lands abutting on or adjacent to any street, highway, avenue, or alley that is improved or about to be improved as hereinbefore provided, and upon or against which said lots or lands, levies or assessments have been made for the purpose of paying for such improvement, as has been heretofore provided, shall be aggrieved by the action of the legislative body of such city in confirming the levies or assessments made by the legislative body as aforesaid, such owner or person shall have right to appeal from the action of such legislative body to the Circuit Court of the county in which such city or town is located; *provided*, said owner made objection or protest to said levies or assessments at the time provided for and appointed for objecting thereto, such appeal shall be perfected by filing with the Clerk of such Circuit Court a petition setting forth the facts in regard to such levies and assessments and the irregularities or illegal acts in the making thereof; and such Clerk shall thereupon notify such city or town to deliver a copy of such levies or assessments, and all proceedings had in reference thereto, to said Clerk of said Circuit Court, and such case thereupon be docketed for trial like other civil cases of action at law in this State; *provided*, that the appeal of any individual shall in no wise affect the legality of such levy or assessment as to other property involved in said levies or assessments; and *provided, further*, that such appeal shall be perfected within thirty days after the final action of the legislative body making such levies or assessments; and if not perfected within this time, said levies or assessments shall be regarded as final, and shall not be reviewed by certiorari injunctions, bills to quiet title otherwise by any of the courts of this State.

Owner's right
to appeal.

SEC. 20. *Be it further enacted*, That when any of

Railway companies—requirements of

the improvements authorized by this Act shall have been directed to be done by ordinance, as hereinbefore provided, the legislative body of such city shall have the power to require any street railroad company or steam commercial railroad company to replace the rails that such company may have in such streets with other rails of a kind to be specified by said legislative body, when, in the judgment of said legislative body, the rails ordered to be removed are not suitable to be used with paving that is about to be put down by said body. Should said company refuse to comply with the requirements of said notice, said legislative body shall have the right, and it shall be its duty, to institute suitable and appropriate legal proceedings against said company in the courts of this State having jurisdiction thereof to compel and require said company to lay and replace said rails as are thus specified; and if successful in such legal proceedings, the city shall be entitled to recover from such company any and all costs, expenses, and losses incurred by it because of such refusal and failure of such company to comply with such order.

"General Improvement Bonds."

SEC. 21. *Be it further enacted*, That for the purpose of raising funds with which to pay that portion of the cost of improvements chargeable against the municipalities proper herein authorized, said municipalities shall have the power and authority to issue negotiable bonds, to be termed "General Improvement Bonds," as distinguished from the bonds authorized to be issued under Section 9 of this Act, to an amount in par value not exceeding one-third of the estimated cost of any such improvement or improvements, which cost shall for this purpose be estimated by the legislative body in the ordinance authorizing the issue of said bonds.

Such bonds shall be payable to bearer in lawful money of the United States, either at the office of the Treasurer of the municipalities or at such other place in the United States that may be designated in the bond, and be in such form, signed by such officials as may be provided in the ordinance directing their issuance.

Coupons may bear a facsimile signature or signa-

tures. In case any of such officials whose signatures appear on the bonds or coupons shall cease to be such officials before the delivery of such bonds to the purchaser, such signatures shall, nevertheless, be valid and sufficient for all purposes, the same as if they had remained in office until the delivery of the bonds. The bonds shall run for a period not to exceed twenty years, at the discretion of the city, and bear interest at the rate not to exceed six per centum (6%) per annum, as may be designated in the bond, payable semiannually; and such bonds shall be of such a denomination as the legislative body may direct.

Said bonds shall be sold at public or private sale, at not less than par and accrued interest. Said bonds shall be an absolute and general obligation of the municipalities. Said legislative bodies of said cities or towns, notwithstanding any of its charter provisions, restrictions, or limitations as to its tax rate, shall annually levy a sufficient special tax, not exceeding five mills on the dollar, on the assessed valuation of all taxable property in such cities or towns to provide for the payment of that portion of improvements herein authorized chargeable against the city proper, and to provide a fund with which to pay interest on bonds authorized to be issued by this section, and to provide a sinking fund for the payment of any bonds that may be issued in anticipation of the collection of such tax, which fund so provided shall not be used or appropriated to any other purpose than the payment of such portions of the cost of such improvements or lands and the interest thereon. Any ordinance authorizing the issuance of such bonds shall be valid when passed by the legislative body and approved by the Mayor, as is now required by the charters of such cities and towns; and the provisions of such charters, requiring the submission of ordinances involving the issuance of bonds to a vote of the people, shall not apply to said ordinances authorizing the issuance of bonds provided for in this section. After the passage of any ordinance authorizing the issuance of bonds, any proceedings authorizing the advertisement of sale or award of the bonds may be taken by

Coupons.

Bonds—sale of.

Sinking fund.

order made at a single session of the legislative body to said cities or towns, and need not be by ordinance.

No proceedings on the part of any such municipalities in respect to the issuance of any such bonds shall be necessary, except such proceedings as are required by this Act. Any such bonds may, in the discretion of the legislative bodies of the municipalities, be issued in substantially the following form, or in such other form as the legislative body of the municipality may from time to time prescribe :

UNITED STATES OF AMERICA,
STATE OF TENNESSEE,
CITY OF

GENERAL IMPROVEMENT BOND.

No..... Series..... \$.....

The city of, a municipal corporation organized and existing under the laws of the State of Tennessee, for value received hereby acknowledges itself indebted and promises to pay to the bearer the sum of dollars, lawful money of the United States, on the first day of, 19...., with interest thereon at the rate of per centum per annum, payable semiannually, on the first day of and of each year until this bond is paid, upon the presentation and surrender of the annexed coupons as they severally fall due, both principal and interest being payable at the office of the City, in, Tenn., or at the office of in, at the option of the holder.

This bond is issued under and in pursuance of and in strict conformity with an Act of the General Assembly of the State of Tennessee, approved , 1911, being Chapter of the Acts of 1911, and other statutes, and the Constitution of the State of Tennessee, and the charter of said city, and in such cases made and provided, and under and pursuant to ordinance and proceedings of said city duly adopted and had to provide means to pay not exceeding one-third of the estimated cost of certain street improvements.

It is hereby certified, recited, and declared that all acts, conditions, and things required to be done, exist, and be performed precedent to and in the issuance of this bond in order to make this bond a legal, valid, and binding obligation of the city of
, have been done, existed, and been performed in regular and due time, form, and manner as required by law, and that the indebtedness represented by this bond, together with all other indebtedness of said city, does not exceed any limit prescribed by the Constitution or statute of said State or the charter of said city. The full faith and credit of the city of are hereby pledged to the prompt payment of principal and interest of this bond as same become due.

In witness whereof, the Mayor of the city of and City of said city have signed this bond, and attached the seal of the city, and caused the interest coupons hereto attached to be signed with a facsimile signature of said Mayor and said City, and this bond to be dated first day of, 19....

.....,
 Mayor.

.....,
 City

(Form of Coupon.)

No. \$.....

On the first day of, 19...., the city of, Tenn., will pay to the bearer, at the office of the City, in, Tenn., or at the office of, in, at the option of the holder, dollars, being six months' interest then due on General Improvement Bond of said city, dated the first day, 19... Series..... No.....

.....,
 Mayor.

.....,
 City

SEC. 22. *Be it further enacted*, That any failure on the part of any municipalities to comply with any

rant of the Comptroller unless money has been appropriated by this Act or by law for that purpose, and he shall not permit any more money to be drawn from the treasury than has been appropriated for any particular purpose.

JUDICIARY.

State prosecution cost accrued on behalf of the State. \$ 300,000 00

SALARY OF SUPREME COURT JUDGES.

Five (5), each, \$5,000 per annum.....	\$ 50,000 00
For clerical assistance to the Supreme Court and necessary expenses incurred in the performance of their official duties, each member, \$1,500 per annum	15,000 00
(The salaries and expenses herein provided for shall be payable monthly.)	
Expenditures on Supreme Court room and offices, Nashville (vouchers to be approved by Chief Justice)	4,000 00
Salaries of the Judges of the Court of Civil Appeals, five (5), each, \$5,000 per annum.....	50,000 00
The clerical assistance to the Court of Civil Appeals and necessary expenses incurred in the discharge of their official duties, each member, \$1,500 per annum	15,000 00
(The foregoing salaries and expenses for the Court of Civil Appeals shall be payable monthly.)	
Expenses of the Supreme Court and Court of Civil Appeals, which shall include the pay of Marshals, porters, stationery, and handling of Judges' books. (The \$12,000 appropriation herein provided for shall be apportioned by the Supreme Court between the courts of the respective divisions, and the amounts of each division shall be left separately by the Comptroller.)	12,000 00
Salary of the State Attorney-General and Reporter, \$3,000 per annum	6,000 00
Salary of Assistant Attorney-General for State, \$2,500 per annum	5,000 00
Expense for the State Attorney-General and Reporter, for stenographer, briefs, opinions, and expenses incurred in the discharge of the duties of his office, etc., per annum, \$1,750.....	3,500 00
For payment of expenses incurred and to be incurred in litigation on behalf of the State not otherwise taxable upon bills therefor, duly approved by the Attorney-General, per annum, \$3,000.....	6,000 00

SALARIES OF CIRCUIT JUDGES.

Twenty-three (23), each, \$3,000 per annum.....	\$ 138,000 00
Twenty-three (23), each, \$600 addition per year after September 1, 1914.	
<i>Provided</i> , that the compensation for the Third Circuit Court of Davidson County shall be paid only from the time of his induction into office, as provided by House Bill No. 28.	

SALARIES OF CHANCERY COURT JUDGES.

Twelve (12), each, \$3,000 per annum.....	\$ 72,000 00
Twelve (12), each, \$600 additional per year after September 1, 1914.	

SALARIES OF CRIMINAL COURT JUDGES.

Six (6), each, \$3,000 per annum.....	\$ 36,000 00
Six (6), each, \$600 additional per year after Septem- ber 1, 1914.	

SALARIES OF ASSISTANT ATTORNEY-GENERAL.

One (1) at \$1,200 per annum.....	\$ 2,400 00
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SALARIES OF ASSISTANT ATTORNEYS-GENERAL.

Two (2) at \$1,800 per annum.....	\$ 7,200 00
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SALARY OF ASSISTANT ATTORNEY-GENERAL.

Montgomery County, \$1,500 per annum.....	\$ 3,000 00
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SALARIES OF DISTRICT ATTORNEYS-GENERAL.

Seventeen (17) at \$2,500 per annum.....	\$ 85,000 00
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SALARY OF ASSISTANT ATTORNEY-GENERAL, DAVIDSON COUNTY.

One (1), \$1,800 per annum.....	\$ 3,600 00
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SALARY OF ASSISTANT ATTORNEY-GENERAL, EIGHTH JUDICIAL CIRCUIT.

\$1,400 per annum	\$ 2,800 00
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SUPREME COURT REPORTS.

600 copies, per volume, as per contract.....	\$ 1 96
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Arresting fugitives from justice.....	\$ 5,000 00
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DEPARTMENT OF HISTORY AND ARCHIVES.

Secretary, to be appointed by the Governor, at sal- ary not to exceed \$1,500 per annum.....	\$ 3,000 00
Clerk, \$500 per annum	1,000 00
Office expenses, \$1,000 per annum.....	2,000 00

OFFICE OF GOVERNOR.

Salary of the Governor, \$4,000 per annum.....	\$ 8,000 00
Salary of Private Secretary, \$2,500 per annum.....	5,000 00
Salary of stenographer, \$1,000 per annum.....	2,000 00
Office expenses, such as stamps, telegraphing, long- distance telephoning, stationery, blanks, and pub- lishing Governor's proclamation, to include ex- penses incurred in visits of Executive to State in- stitutions	3,000 00
For expenses and maintenance of the Governor's Mansion, to be expended by the Governor, \$2,500 per annum, payable monthly	7,000 00

OFFICE OF INSURANCE COMMISSIONER.

Salary of Insurance Commissioner, \$3,600 per annum. \$	7,200 00
Salary of clerk, \$1,000 per annum.....	2,000 00
Salary of stenographer, \$1,000 per annum.....	2,000 00
Salary of Deputy Insurance Commissioner, \$1,800 per annum	3,600 00

Provided, that the Insurance Commissioner shall not use more than ten thousand dollars per annum of the Fire Marshal Fund created under Act of 1907, or Acts amendatory thereof, for salaries and expense account, and that all funds collected under said Act or Acts for fire protection in excess of ten thousand dollars per annum shall be paid by the Insurance Commissioner into the State treasury, to be hereafter appropriated for the purposes for which it was collected, and that all laws and parts of laws in conflict with this provision be, and the same are, hereby repealed.

OFFICE OF COMMISSIONER OF AGRICULTURE.

Salary of Commissioner, \$3,000 per annum.....\$	6,000 00
Salary of Assistant Commissioners (3), each, \$1,000 per annum	6,000 00
Office expenses, such as stamps, telegraphing, expressage, freight, drayage, blank books, etc., per annum, \$3,000	6,000 00
Salary of chief clerk, \$1,800 per annum.....	3,600 00

(*Provided*, that he shall perform the duties of chief clerk and bookkeeper in said office.)

To establish a serum plant for the purpose of manufacturing and distributing antihog-cholera serum to the swine owners of Tennessee at actual cost of production, said plant to be under the direct supervision of the State Veterinarian, the amount of this appropriation to be paid out of the State treasury on vouchers approved by the Commissioner of Agriculture

10,000 00

Salary of State Veterinarian, \$2,500 per annum....	5,000 00
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Appropriation for live stock sanitary control work, including salaries of assistants and their expenses; traveling expenses of State Veterinarian; office expenses, such as stamps, stationery, telegraphing, expressage, freight, drayage, and publications of the department, and all other expenses connected with the maintenance of the Live Stock Department, \$5,000 per annum

10,000 00

For holding Farmers' Institutes, \$5,000 per annum..	10,000 00
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(Including traveling expenses of the Commissioner of Agriculture, not to exceed \$850 per annum.)

Salary of stenographer, \$1,000 per annum.....	2,000 00
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State Board of Entomology, for the purpose of controlling insect ravages in crops and forests, \$3,000 per annum

6,000 00

Salary of State Entomologist, \$1,500 per annum....	3,000 00
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Bureau of Immigration, \$3,000 per annum.....	6,000 00
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For expense of Fertilizer Inspectors and fertilizer tags	2,000 00
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DEPARTMENT OF AGRICULTURE.

For State Laboratory, \$3,500 annually.....\$	7,000 00
(Act General Assembly, 1913, House Bill No. 137.)	
To the Recreation Park Commission of Memphis, as created by the Acts of the General Assembly, Chapter 5, Acts, 1911, for the erection of a State building or buildings within which there is to be collected, housed, and exhibited resources of the State of Tennessee for the Tri-State Fair at Memphis...	25,000 00
The building or buildings to be erected under the direction of the Commissioner of Agriculture, and all expenditures made out of this appropriation to be first approved by the said Commissioner.	
To the National Conservation Exposition Company, Knoxville, Tenn.	25,000 00

OFFICE OF STATE TREASURER.

Salary of State Treasurer, \$3,500 per annum.....\$	7,000 00
Salary of chief clerk, \$2,500 per annum.....	5,000 00
Salary of chief bookkeeper, \$2,500 per annum.....	5,000 00
Salary of interest clerk, \$2,000 per annum.....	4,000 00
Stenographer, per annum, \$1,000	2,000 00
Office expenses, such as stamps, blank books, printing, stationery, etc.	1,800 00
Office fixtures, paintings, etc.....	2,000 00

OFFICE OF SECRETARY OF STATE.

Salary of Secretary of State, \$3,500 per annum.....\$	7,000 00
Salary of chief clerk, \$2,500 per annum.....	5,000 00
Salary of second clerk, \$2,000 per annum.....	4,000 00
Salary of stenographer, \$1,000 per annum.....	2,000 00
Salary of assistant clerk, \$2,000 per annum.....	4,000 00
For office expenses, stamps, stationery, poll books, blank books, long-distance telephones, telegraphing, etc.	5,000 00
Salary of corporation clerk, \$2,000 per annum.....	4,000 00
Traveling expenses for corporation clerk, same to be itemized as traveling expenses of employees of the State, and to be approved by the Secretary of State. The salary and expenses of the corporation clerk shall be paid out of the fund received by the Secretary of State as an annual corporation tax.	

OFFICE OF COMPTROLLER OF THE TREASURY.

Salary of the Comptroller, \$3,500 per annum.....\$	7,000 00
Salary of chief clerk and auditing clerk, \$2,500 per annum	5,000 00
Salary of bookkeeper, \$2,500 per annum.....	5,000 00
Salary of warrant clerk, \$2,400 per annum.....	4,800 00
Salary of file and pension clerk, \$2,400 per annum..	4,800 00
Salary of assistant bookkeeper, \$1,800 per annum...	3,600 00
Salary of one clerk, \$2,400 per annum.....	4,800 00
Salary of stenographer, \$1,000 per annum.....	2,000 00
Office expenses, such as stamps, stationery, telegrams, telephoning, expressage, blank forms for county tax digest, etc.....	7,000 00
Tax aggregate	2,000 00

FUNDING BOARD.

Secretary to Board, \$1,800 per year, and in no event to receive any additional compensation as secretary of the Board of Equalization.....	\$ 3,600 00
Board expenses, including all necessary and traveling expenses, to be paid only upon presentation of itemized statement of accounts, properly receipted as allowed by law.	

OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION.

Salary of Superintendent, \$3,000 per annum.....	\$ 6,000 00
Salary of clerk, \$2,000 per annum.....	4,000 00
Salary of stenographer, \$1,000 per annum.....	2,000 00
Traveling expenses of Superintendent while in actual discharge of his official duties, to be itemized and sworn to, \$750 per annum.....	1,500 00
Office expenses, such as stamps, telegraphing, telephoning, expressage, blank books and forms, \$750 per annum	1,500 00
State Normal Institute for 1913.....	3,500 00
State Normal Institute for 1914.....	3,500 00
Printing, stationery, school law, school supplies, diplomas, annual report, and other necessary printing, \$6,000 per annum	12,000 00
State Text-Book Commission, \$750 per annum.....	1,500 00
Expenses State Board Education, \$750 per annum..	1,500 00
All of the above amounts shall be paid out of the General Public School Fund.	
Printing, express, stamps, etc., for State High School Inspector, \$750 per annum	1,500 00
Stenographer for State High School Inspector, \$1,000 per annum	2,000 00
(The last two items to be paid out of the High School Fund.)	

DEPARTMENT STATE GEOLOGICAL SURVEY.

For the purpose of carrying on the work or survey in accordance with Senate Bill No. 330, Chapter 569, Acts of 1909, from May 1, 1913, to May 1, 1915, to also include work in land reclamation.....		\$ 20,000 00
Printing resources of Tennessee		1,500 00
Compiling, engineering, and printing geological map		1,200 00
Publishing, compiling, etc., water power bulletin....		1,100 00

OFFICE OF ADJUTANT GENERAL.

Salary of Adjutant General, \$2,500 per annum.....	\$ 5,000 00
Salary of State Armorer, \$1,200 per annum.....	2,400 00
Salary of stenographer, \$1,000 per annum.....	2,000 00

NATIONAL GUARD.

Maintenance of the National Guard, \$20,000 per annum	\$ 40,000 00
(Provided, that none of this fund shall be expended except for vouchers approved by the Adjutant General and Governor.)	

OFFICE OF RAILROAD COMMISSION.

Salary of Chairman of Commission, \$3,600 per annum	\$ 7,200 00
Salaries of two Commissioners, \$3,000 per annum...	12,000 00
Salary of one stenographer, \$1,000 per annum.....	2,000 00
Office expenses, such as stamps, stationery, printing, witness fees, additional file cases, etc., including stenographic or clerical help	6,000 00

OFFICE OF MINE INSPECTOR.

Increase of salary of clerk, Acts of 1903, Chapter 237, Section 8, \$600 per annum.....	\$ 1,200 00
Increase of salary of District Mine Inspector and Statistician, Acts of 1907, Chapter 540, Section 1, \$600 per annum	1,200 00
Increase of salary of Chief Mine Inspector, \$600 per annum	1,200 00
Two District Mine Inspectors, increase each, \$300 per annum	1,200 00
Expenses of Statistician to be paid monthly by warrant of Comptroller in equal payments, \$500 per annum	1,000 00

STATE AUDITOR.

Salary of State Auditor, \$3,000 per annum.....	\$ 6,000 00
Salary of Assistant State Auditor, \$1,800 per annum.	3,600 00
Salary of stenographer, \$1,000 per annum.....	2,000 00
Office furniture, supplies, and fixtures.....	1,000 00
Traveling expenses, hotel bills, railroad fare, etc....	2,000 00
Stamps, printing, postage, etc.....	1,000 00

STATE BOARD OF HEALTH.

Salary of Secretary of Board, \$3,500 per annum.....	\$ 7,000 00
Salary of stenographer, \$1,000 per annum.....	2,000 00
Office expense, stamps, telegraphing, telephoning, expressage, blanks, printing, stationery.....	2,000 00
Prevention and suppression of human epidemics, to be used upon the approval of the Governor.....	7,000 00
Vital statistics, per annum, for salaries of Registrar, clerks, printing, filing cases, etc.....	8,000 00

OFFICE OF SUPERINTENDENT OF CAPITOL.

Salary of Superintendent, per annum, \$1,800.....	\$ 3,600 00
Salary of night watchman, per annum, \$1,000.....	2,000 00
Salary of engineer, per annum, \$1,200.....	2,400 00
Salary of fireman, when needed, per annum, \$900...	1,800 00
Salary of landscape gardener, per annum, \$780.....	1,560 00
Salary of porter for Secretary of State, per annum, \$480	960 00
Salary of porter for Treasurer, per annum, \$480....	960 00
Salary of porter for Comptroller and Adjutant General, per annum, \$480	960 00
Salary of porter for Board of Health and Superintendent of School, per annum, \$480.....	960 00
Salary of porter for State Agricultural Department and Supreme Court, per annum, \$480.....	960 00

Salary of porter for all offices in Annex, per annum, \$480	\$ 960 00
Salary of porter for Library, per annum, \$480.....	960 00
Salary of porter for Governor, per annum, \$480.....	960 00
Salary of porters for Capitol and Capitol grounds, one, each, per annum, \$480.....	960 00
Salary of telephone operator, per annum, \$720.....	1,440 00
Engineer, watchman, fireman, landscape gardener, and all porters employed in the Capitol, grounds, and Annex to be appointed and controlled by the heads of the different departments.	
To provide uniforms for porters in the Capitol, ten, at \$40 each, per annum.....	800 00
The Superintendent of the Capitol is directed to require all porters to dress in uniform while on duty.	
Water, fuel, lights, ice, blank books, and other contingent expenses, to be approved by the Governor, per annum, \$6,000	12,000 00
For repair of Capitol and improvement of grounds, for building concrete walks and placing wires and conduits, and all Capitol improvements, per annum, \$3,500	7,000 00
The Governor, Comptroller, Secretary of State, Treasurer, Superintendent of Capitol, and Secretary of the Board of Health are hereby appointed as Capitol Commission, to direct the expenditures of this \$12,000, and any other matter provided for said Commission to do. The Superintendent of the Capitol shall have supervision of all work done on the Capitol, the Annex, and the Governor's Mansion, and the grounds, and see that the buildings are kept in good repair. All contracts for improvements on the Capitol grounds, Annex, and Governor's Mansion shall be made by the Capitol Commission.	

LIBRARY.

Salary of Librarian, \$1,500 per annum.....	\$ 3,000 00
Salary of First Assistant Librarian, \$1,200 per annum	2,400 00
For Library expenses, to be expended under the direction of the Library Commission, \$1,000 per annum	2,000 00
For amount to be expended by Librarian for the purchase of law books for the Law Library, \$2,000 per annum	4,000 00
To be expended under the direction of the Supreme Court and the State Attorney-General.	

OFFICE OF PURE FOOD AND DRUG INSPECTOR AND STATE HOTEL INSPECTOR.

Salary of Pure Food and Drug Inspector, per annum, \$2,500	\$ 5,000 00
Salary of First Assistant Chemist, per annum, \$1,800	3,600 00
Salary of Second Assistant Chemist, per annum, \$1,500	3,000 00
Salary of Chief Assistant Inspector, per annum, \$1,800	3,600 00

Salary of five Subinspectors, each, per annum, \$1,200	\$ 12,000 00
All employees of this department to be appointed by Pure Food and Drug Inspector, and only experience and capability shall be considered in making such appointments; and Subinspectors above named shall be selected only after civil service examination, embracing experience, training, capability, and character, and shall be removable only for cause.	
Salary of clerk, per annum, \$1,200	2,400 00
Salary of stenographer, per annum, \$1,000	2,000 00
Laboratory helper (status of porter), per annum, \$360	720 00
Traveling expenses of Subinspectors, including Chief Assistant Inspector, each, per annum, \$1,000	12,000 00
Traveling expenses of Chief Pure Food and Drug Inspector, per annum, \$600	1,200 00
Laboratory expenses, such as chemicals, etc., per annum	1,200 00
General expenses, including purchase of samples, stationery, etc., per annum, \$1,500	3,000 00
For printing of bulletins, to be issued monthly or quarterly, per annum, \$1,000	2,000 00
Total for two years	\$ 51,720 00

McGAVOCK CEMETERY, AT FRANKLIN.

For the purpose of building road to and maintaining said cemetery, \$200 per annum	\$ 400 00
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TENNESSEE INDUSTRIAL SCHOOL.

Each student, per annum	\$ 135 00
Repairs on buildings, floors, walks, barns, sidewalks, fences, etc.	5,000 00
For raising roof of auditorium and repairs on building	2,500 00
Furniture, equipment, and hot-water tank for bathing purposes	5,000 00
One cottage for small children	8,500 00
Furnishing and steam heating for cottage	2,500 00
Expenses for stamping out meningitis	5,000 00

Colored Industrial and Reformatory School, at Nashville	\$ 10,000 00
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OLD SOLDIERS' HOME.

Each inmate, per annum	\$ 175 00
For expenses of burial for each inmate who dies	20 00
For expenses religious services, \$150 per annum	300 00
For expenses annual meeting of Executive Committee, to be certified by secretary, \$300 per annum	600 00
Salary of Superintendent, \$1,200 per annum	2,400 00

CONFEDERATE PENSIONS.

Confederate pensions, \$800,000 per annum, or as much thereof as may be necessary to pension Confederate soldiers under provisions, Chapter 64, Acts, 1891, and Chapter 202, Acts, 1905, and amendments to said Acts	\$1,600,000 00
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Special Examiner, Board of Pension Examiners, \$2,- 000 per annum	\$ 4,000 00
Assistant Special Examiner, to be named by the Special Examiner, by and with the approval of the Board of Pension Examiners, to be paid the same as is now paid the Special Examiner, and to be paid monthly on his sworn statement, on the warrants of the Comptroller.	
Secretary of the Board of Pension Examiners, \$1,800 per annum	3,600 00
The salaries here provided and the actual expenses of the Special Examiner and Assistant Special Examiner, when sworn to, are to be paid out of the general pension appropriation above set out.	

TENNESSEE SCHOOL FOR THE BLIND.

Each student, per annum.....	\$ 220 00
Concrete pavements in front of grounds.....	600 00
Paint all buildings, outside and inside; to keep buildings and grounds in satisfactory condition, purchase furniture, books, schoolroom appliances, electric motor for shop, and general repairs, etc..	7,000 00

TENNESSEE REFORMATORY FOR BOYS.

Per capita, per annum.....	\$ 125 00
To purchase wire fencing, stoves, gasoline pumps, etc., buildings and equipment.....	35,000 00
Hospital equipment	5,000 00

DEAF AND DUMB SCHOOL, KNOXVILLE.

Each student, per annum.....	\$ 180 00
For roof repairs, general repairs, beds, carpets, etc..	3,000 00
For cottage at Colored School for Assistant Superintendent	1,800 00

CENTRAL HOSPITAL FOR INSANE.

Each patient, per annum.....	\$ 135 00
Salary of Superintendent, \$2,000 per annum.....	4,000 00
One boiler	2,000 00
One dairy barn	3,000 00
Repair fund	2,000 00
Laundry repairs	1,500 00
For building wing to main building.....	50,000 00

WESTERN HOSPITAL FOR INSANE, BOLIVAR.

Each patient, per annum.....	\$ 185 00
New wings and equipment for same.....	50,000 00
Plumbing for main building.....	1,000 00
General repairs, including roof, flooring, painting, and fencing	2,000 00
Fire hose	300 00
Repairing barn	500 00
Insurance on fire boilers.....	300 00
New automatic electric pumping station and repair work, and new utensils, including ovens and range in kitchen and bakery.....	2,200 00

To enlarge dairy herd and improve same by purchase of new stock.....	\$ 500 00
Construction of silo	250 00
New machinery at laundry	2,500 00
Repairs for gravel road to Bolivar.....	500 00

EASTERN HOSPITAL FOR INSANE, KNOXVILLE.

Each patient, per annum.....	\$ 135 00
Painting and repairing	3,000 00
Heating plant in colored building.....	500 00
New floors in colored building and assembly hall...	2,000 00
Two ranges	500 00
Dairy barns	3,000 00
Motors	800 00
Hospital for sick patients.....	15,000 00

BLIND GIRLS' HOME, NASHVILLE.

Per capita, per annum.....	\$ 135 00
For painting floors, purchase of carpets, curtains, beds, pillows, etc., and new furnace, including general repairs	1,200 00

HOME OF THE GOOD SHEPHERD, OF MEMPHIS.

Upon recommendation of Committee on Charitable Institutions, not to establish a precedent for future appropriations	\$ 5,000 00
(This amount to be paid for expenses and maintenance of inmates which have been committed to this institution by courts of record in this State.)	

STATE PENITENTIARY.

Salary of Commissioners (3), each, \$3,000 per annum	\$ 18,000 00
Salary of Warden, Main Prison, \$1,800 per annum..	3,600 00
Salary of Warden, Brushy Mountain, \$1,800 per annum	3,600 00
Salary of Physician, Main Prison, \$1,800 per annum.	3,600 00
Salary of Physician, Brushy Mountain, \$1,800 per annum	3,600 00
Salary of Chaplain, Main Prison, \$1,250 per annum..	2,500 00
Salary of Chaplain, Brushy Mountain, \$750 per annum	1,500 00
Salary of Matron, Main Prison, \$900 per annum....	1,800 00
Expense and maintenance to be paid as provided by law.	

PUBLIC PRINTING.

Messages and reports of various departments to the Legislature	\$ 2,000 00
Publishing Acts, Journals, Appendix, etc.....	16,000 00
Assessment blanks	2,500 00

AGRICULTURAL APPROPRIATION.

To the West Tennessee Experiment Station, \$5,000 per annum	10,000 00
This is a reappropriation of the \$10,000 which reverted to the State.	

STATE BOARD OF CHARITIES.

For clerical help and expenses, \$1,000 per annum...	\$ 2,000 00
B. H. Vaden, Extrustee of Smith County, amount overpaid on county taxes in 1908 and 1909.....	50 56

DEPARTMENT OF SHOP AND FACTORY INSPECTION.

Salary of Chief Inspector, \$1,800 per annum.....	\$ 3,600 00
Two Deputy Inspectors, each, \$1,200 per annum....	4,800 00
One clerk, \$1,000 per annum.....	2,000 00
Expenses, traveling, etc., of the department, \$1,800 per annum	3,600 00

WASHINGTON COUNTY LITIGATION.

The Comptroller is authorized and directed to pay any amount that Washington County may recover of the State of Tennessee in a cause in the Chancery Court of Washington County, in which suit the county of Washington seeks to recover about \$800, with interest, which sum the county of Washington insists was paid into the State treasury instead of being paid to the county of Washington; and a sufficient sum is hereby appropriated out of the State treasury to meet such judgment, if the county sustains its contention.

LAND COMMISSIONER'S OFFICE.

Postage and stationery for Land Commissioner's office	\$ 500 00
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SEC. 2. *Be it further enacted*, That every department of the State receiving appropriations under this Act shall keep a set of books, showing in detail every credit and disbursement, and shall keep on file a duplicate of every voucher certified to the Comptroller, and shall monthly compare his account with account in office of Comptroller.

SEC. 3. *Be it further enacted*, That no portion of the funds herein appropriated for the maintenance and support of any public institution, whether charitable or penal, shall be paid to any trustee, or any institution supported by the State, or to their agents or firms, or corporations with which they are connected, except the salary and per diem now provided by law.

SEC. 4. *Be it further enacted*, That it shall be unlawful for the Comptroller of the State of Tennessee to issue his warrant for any claim or demand against the State of Tennessee, unless the same is fully, specifically, and exactly itemized and sworn to

before some person competent to administer oaths; and the auditing or approval of such claim or demand by any of the State or any department thereof shall be ineffectual as against the above restrictions; *provided*, that this clause shall not apply to salaries.

SEC. 4a. *Be it further enacted*, That the State Comptroller shall not issue a warrant for the payment of, or on any account, unless a specific appropriation shall have been made therefor; and that no Act shall be considered or construed as making or carrying an appropriation unless it sets out a specific sum, the amount of which shall be the maximum amount of payments which may be made thereunder.

SEC. 5. *Be it further enacted*, That the President, Manager, or Superintendent, or other officer in charge of the various Hospitals for the Insane, School for Deaf and Dumb and the Blind, and the Tennessee Industrial School, State Penitentiary, and Branch Prison are hereby required to advertise for or solicit bids by correspondence from the trade, wholesale and retail, on the first of the month, for all supplies, materials, etc., necessary to run the respective institutions during the month, and the contract for furnishing the supplies and other materials necessary to maintain said institutions during said month awarded to the lowest bidder; *provided*, that if the bids seem too high and unreasonable, the officials in charge are hereby given the power to reject any and all bids; *provided*, the above shall not apply to fuel, meats, medicines, vegetables, poultry, eggs, and butter.

Said bids shall be opened in the presence of any one desiring to be present, and shall be kept on file, subject to inspection at any time by any and all parties desiring to see the same.

For the payment of the interest July 1, 1913; January 1, 1914; July 1, 1914; and January 1, 1915, on bonds and certificates of indebtedness held by charitable, literary, or educational institutions in this State as may be due by existing laws.

SEC. 6. *Be it further enacted*, That whenever there is within the borders of this State an insurrection, riot, or violence of any kind, the magnitude of which

threatens the peace and dignity of the State, as to make it necessary for the Governor to call the militia or to call to their aid the Sheriffs of the State to suppress same in accordance with the provisions of Chapter 8, Acts of 1891, extra session, the Governor shall have the right to purchase all supplies, pay for the maintenance of the militia and the posse, and shall draw upon the treasury for that purpose.

SEC. 7. *Be it further enacted*, That the authorities of any State institution, of whatever kind and character, maintained in whole or in part by the revenue of the State, shall, when they desire payment of the amounts expended by them under the provisions of the law, forward to the Comptroller of the State properly itemized accounts of all articles purchased by them, or amounts expended, duly approved by the proper persons; and if, after inspection and comparison of accounts, the Comptroller is of opinion that the same are proper, reasonable, and just, he shall draw his warrant in favor of the holder thereof; *provided*, the Comptroller, when in doubt as to the correctness, reasonableness, and justness of such claim, shall have full authority to investigate the same, and, if necessary, report the same to the District Attorney in the district in which said claim originated.

SEC. 8. *Be it further enacted*, That it shall be unlawful and a misdemeanor for the Comptroller of the State to issue any warrants for the purpose of providing for the pay of inmates of any charitable or educational institution, unless at the time application is made for the same, a statement verified under oath made before some person competent to administer oaths, is filed in the office, showing the name of each inmate for whom pay is drawn, the residence and age of such inmates, date of admission in such institution, and the actual time such inmate has been in such institution during the period of time for which such pay is drawn; and no pay shall be allowed for any greater period than the time such inmate has been in such institution, and a receipted pay roll for all employees for the previous month furnished with such requisition and estimate.

SEC. 9. *Be it further enacted*, That as to any claim

or demand against the State for, or on account of, the traveling expenses provided herein and purporting to have accrued after the adjournment of the present General Assembly, it shall be unlawful for the Comptroller of the State to issue his warrant therefor, unless a statement is filed in his office, showing the expense specifically and by items, filing with sworn statement original receipts for all expenses except railroad fare and sleeping car fare, and that the same shall be necessary and actually disbursed and expended, which statement shall be verified by oath of claimant and made before some person competent to administer an oath.

SEC. 10. *Be it further enacted*, That hereafter the Commissioner of Agriculture shall keep a record of and shall account for all fertilizer tags sold by him; that to do this, he shall have said tags printed, and, if necessary, bound in suitable books, with coupons attached. Each tag shall be numbered from No. 1 on up, and the coupons shall be a corresponding number. All tags sold shall be charged in the books of said office to the proper purchaser, the item to state the smallest and largest number of each lot (inclusive) bought by said individual or firm. Said coupons shall be retained by him, together with said record of sales, subject to inspection at all times. The cost of printing said tags and coupons shall be paid out of the appropriation allowed by this Act.

SEC. 11. *Be it further enacted*, That a sufficient sum be, and is, hereby appropriated out of any funds in the State treasury not otherwise appropriated, to feed, clothe, guard, transfer, and recapture, or otherwise maintain and employ, convicts of the State.

SEC. 12. *Be it further enacted*, That notice is hereby given that it is the policy of the State of Tennessee that no department of government shall exceed its appropriation; and if they do exceed their appropriations, it shall be a liability of the officer ordering the same, and not of the State.

SEC. 13. *Be it further enacted*, That all salaries provided for in this appropriation bill shall be paid monthly; and that inasmuch as the Constitution of the State of Tennessee prohibits the holding of two lucrative offices by the same individual, the Comp-

troller and Treasurer are hereby directed not to pay any salary to any employee of this State prior to the date of the adjournment of the special session of the Fifty-eighth General Assembly who was also a member of said General Assembly; and *provided, further*, that out of the amount herein appropriated, porters in no instance shall be paid more than \$40 per month.

SEC. 14. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 17, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved

.....,
Governor.

Senate Bill No. 1, having been held by the Governor for more than five days and returned by him without his signature, becomes a law without his approval, as prescribed by the Constitution.

September 26, 1913.

J. M. FULTON,
Chief Clerk of Senate.

CHAPTER 20.

SENATE BILL No. 129.

(By Mr. Stewart.)

AN ACT to authorize the disbursement and disposition of the funds or property of any taxing district for public school and highway purposes, and which taxing district, created by Act of the General Assembly, has been abolished by an Act of the General Assembly of this State repealing the said Act creating said taxing district without directing any disposition of said funds or property and without conferring upon any person the authority to appropriate or disburse the same.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That whenever any taxing district, created by Act of the General Assembly of this State, shall have held funds and property for public schools and highway purposes, and which by said taxing district were held or acquired by taxation for said purpose, but which Act creating said taxing district has been likewise repealed by Act of the General Assembly, thus abolishing the corporate existence of said taxing district, without authorizing or directing a disposition of said funds or property, or without conferring upon any person the authority to appropriate or disburse said funds and property thus held at the time said taxing district ceased to exist, then, and in that event, the officer or officers of said taxing district charged with the safe-keeping of said funds, and who held said property in trust for said taxing district, by virtue of his or their offices, and are still in charge and control of the same, shall turn over said funds to the County Trustee of the county in which said taxing district was located, to be by said Trustee disbursed as hereinafter required; and shall convey to the County Board of Education of said county in trust all said property acquired for public-school purposes, to be held in trust by said Board of Education, used and applied as hereinafter directed.

SEC. 2. *Be it further enacted,* That the school funds turned over to the County Trustee as provided

Disbursement
of funds.

in Section 1 of this Act shall go to augment the general public-school funds of the public school or schools within the limits of said taxing district as it was located at the time it was abolished, and shall be disbursed by the Trustee in the same manner as he is now required by law to disburse the general school fund; and the public highway fund turned over to said Trustee shall be disbursed by him upon warrant of the Judge or Chairman of the County Court, issued upon order of the Commissioner of Public Roads having supervision of the most mileage of public roads within the limits of the territory embraced in said taxing district, who will apply said funds to the maintenance and improvement of the public highways within said taxing district, and in such manner as will be of the most benefit to the citizens therein.

The funds thus turned over to said Trustee, and the property conveyed as hereinbefore directed, shall be appropriated, used, and applied to the same purposes for which they were collected, held, and acquired by said taxing district.

Trustee—
bond of.

SEC. 3. *Be it further enacted*, That the County Trustee shall receive, preserve, and disburse the said funds of the taxing district as required by this Act, and for which he shall receive the same compensation as is now provided by law, and which he receives for disbursing the public-school and road funds; but before receiving said funds, he shall make and enter into a solvent bond for the safe-keeping and disbursement of such funds, in such sum as shall be sufficient to fully cover the same, and which official bond shall be conditioned and payable to the State of Tennessee, as is required by law, which bond shall be approved by the Judge or Chairman of the County Court of said county.

Trustee—
report of.

SEC. 4. *Be it further enacted*, That upon receiving said funds, the Trustee shall make a report in writing to the Judge or Chairman of the County Court, under oath, showing the amount of said funds received by him, for what purpose, and from whom received, which report shall be filed as a part of the records of the office of said Judge or Chairman; and thereupon shall be charged with the same, ac-

ording to his said report, by the Judge or Chairman of the County Court. The Trustee shall make a settlement with the Judge or Chairman of the County Court, and shall account for said funds in the same manner that he is required to make for county taxes or funds.

Sec. 5. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 22, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 26, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 21.

SENATE BILL No. 215.

(By Mr. Stewart.)

AN ACT to change the time of holding the Chancery Court of Rutherford County, and to provide for the return of process issued from said court prior to the passage of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the terms of the Chancery Court of Rutherford County shall be held on the third Mondays of January and July.

SEC. 2. *Be it further enacted*, That all process that may have issued before this Act shall take effect and made returnable to a time or date other than that designated in this Act for the holding of the court, shall operate as if made returnable to the next succeeding term of said court held pursuant to this Act.

SEC. 3. *Be it further enacted*, That all laws or parts of laws in conflict with the provisions of this Act be, and they are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed September 25, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 22.

SENATE BILL No. 185.

(By Mr. Draughon.)

AN ACT to amend an Act entitled "An Act to define and regulate the treatment and control of dependent, neglected, and delinquent children," etc., it being Chapter 58 of the Public Acts of the General Assembly of the State of Tennessee of 1911; to amend Section 18 of said Act so as to further provide that in all counties of the State having a population of not less than 33,600 nor more than 33,700 by the Federal census of 1910 or any subsequent Federal census, the City Judge or Recorder of the county seat of said counties shall be vested with all the rights and powers to try and dispose of any case, arising within the city limits, of juvenile offenders or delinquents, with the same rights and powers vested in other Judges in the foregoing sections thereof; and that all of said Act, of which this is amendatory, shall apply and be enforceable in said counties in the same manner and according to the provisions of said Act, as provided therein, in all counties having a population of 148,000 or over by the Federal census of 1910 or any future Federal census.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 18 of the Act passed July 1, 1911, of the General Assembly of the State of Tennessee of 1911, being Chapter 58 of the Public Acts, be so amended as to further provide that in all counties of the State having a population of not less than 33,600 nor more than 33,700 by the Federal census of 1910 or any subsequent Federal census, the City Judge or Recorder of the county seat of said counties shall be vested with all the rights and powers to try and dispose of any case, arising within the city limits, of juvenile delinquents or offenders, with the same rights and powers vested in other Judges in the foregoing sections thereof; and that all of said Act, of which this is amendatory, shall apply and be enforceable in said counties in the same manner and according to the provisions of said Act, as provided therein, in all counties having a population of 148,000 or over by the Federal census of 1910 or any future Federal census.

SEC. 2. *Be it further enacted*, That this Act take

effect from and after its passage, the public welfare requiring it.

Passed September 17, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved

.....,
Governor.

CHAPTER 23.

SENATE BILL No. 51.

(By Messrs. McKinney, Maxwell, and Pardue.)

A BILL to be entitled An Act to authorize the Governor and Board of Prison Commissioners of the State of Tennessee to purchase additional farming land adjoining the State Penitentiary farm at Nashville, Tenn., said additional land being known as "Westover;" to empower the Governor and Treasurer of the State of Tennessee to pay for said land, and to appropriate sufficient funds out of the public revenues of the State of Tennessee not otherwise appropriated to purchase said Westover farm on the terms and conditions set out in the body of this Act

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the Governor of the State of Tennessee and the Board of Prison Commissioners of said State be, and they are, hereby empowered and authorized to purchase for the State additional farming land to that now owned by the State at the Main Prison, at Nashville, Tenn., said farming land being what is known as the "Westover" or Baxter farm, and containing twenty-three hundred and twelve (2,312) acres. The price to be paid by the said Governor and Board of Prison

Commissioners for said "Westover" farm of 2,312 acres shall be at the price of eighty-five dollars (\$85) per acre.

SEC. 2. *Be it further enacted*, That the purchase money for said farm of 2,312 acres, at the price of \$85 per acre, shall be paid in five (5) equal annual payments or installments, the first to be due two years after date, and all notes to be due on or before date of maturity, with interest at the rate of five per cent (5%) per annum, to be paid semiannually; and a lien shall be retained by the vendor of said "Westover" farm to secure the payment of said purchase money; and the State of Tennessee hereby expressly waives any and all right which it might otherwise have to exemption from suit in law and equity in case it should become necessary for the vendor to institute legal proceedings to enforce said vendor's lien for the payment of any part of the principal or interest of the purchase money.

SEC. 3. *Be it further enacted*, That the vendor shall furnish an abstract of title to the Attorney-General of the State of Tennessee, and the Attorney-General shall approve the title of the vendor to said farm; and that the vendor shall execute in legal form a general warranty deed to all of said farm of 2,312 acres, including all houses, structures of every kind whatsoever, with the single exception of the growing crops. In addition to the 2,312 acres, with all their appurtenances, and with the single reservation or exception of the crops above set out, the vendor conveys to the State of Tennessee a road leading from the "Westover" farm through the State farm out to the Charlotte Pike, the title of which was conveyed to the vendor as part of the property, in addition to the 2,312 acres, by the terms of the deed under which the vendor purchased said "Westover" farm. The road constitutes about seven (7) acres, more or less.

SEC. 4. *Be it further enacted*, That the Governor and Treasurer of the State of Tennessee be, and they are, hereby authorized, empowered, and directed to issue to the vendor of said farm interest-bearing notes of the State, drawing interest at five (5) per cent per annum, said notes to be issued in

accordance with the terms of sale as hereinbefore set out.

SEC. 5. *Be it further enacted*, That when the Attorney-General of the State of Tennessee has passed upon and approved the title of the vendor to said "Westover" farm, and a warranty deed in legal form has been executed by the vendor, then the possession of said farm shall be delivered to the State of Tennessee and the Board of Prison Commissioners of said State.

SEC. 6. *Be it further enacted*, That out of the revenues of the State of Tennessee not otherwise appropriated there is by this Act appropriated a sufficient sum to pay said purchase money for said farm in the manner and on the terms hereinbefore set out.

SEC. 7. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 22, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 24.

SENATE BILL No. 192.

(By Messrs. Underwood, Walker, Fisher, Brett, and Bass.)

AN ACT to require the operators of coal mines in this State to provide and keep suitable appliances, bandages, dressings, and medicines for the first aid to the injured in said mines.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That every operator of a coal mine in this State shall provide and keep in a convenient place, at or near the mouth of said mine, and in a room where the same shall be well protected, a suitable stretcher, bandages, dressings, and medicines for the first aid to the injured in and about said mine. The supplies to be furnished by the operator under this section shall be the same or equivalent to those recommended in such cases by the first-aid department of the America Red Cross Society.

SEC. 2. *Be it further enacted*, That every operator of a coal mine in this State who shall violate the first section of this Act shall be guilty of a misdemeanor, and, upon conviction, shall be fined not less than \$25 nor more than \$100 for each offense.

SEC. 3. *Be it further enacted*, That this Act take effect from and after October 1, 1913, the public welfare requiring it.

Passed September 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 25.

SENATE BILL No. 165.

(By Mr. Williams.)

A BILL to be entitled An Act to amend Chapter 185 of the Acts of the General Assembly of 1909, approved April 20, 1909, and to repeal certain parts of said Act, which Act of 1909 is entitled "An Act to provide for the establishment of levee and drainage districts for the purpose of draining and reclamation of the wet and swamp lands and lands subject to overflow in the State, and prescribing the method for so doing, and providing for the assessment and collection of the costs and expenses of such improvements, and the manner of obtaining the means or funds therefor."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 3 of Chapter 185 of the Acts of 1909, referred to in the caption of this Act, be so amended as to add at the end of said section the following: "Or the court may contract with such engineer to furnish himself all help needed, such as axmen, rodmen, etc., and to do the entire work, or any specific part thereof, for a sum stipulated and agreed upon."

SEC. 2. *Be it further enacted*, That Section 4 of said Chapter 185 of the Acts of 1909, referred to in the caption of this Act, be so amended as to require the writ, or summons, referred to in said section to be served only ten (10) days before the time set for the hearing of the matter of said petition, instead of twenty (20) days, as now provided by said Act hereby amended; and be further so amended as to require the last publication provided for by said Section 4 to be made at least ten (10) days before the time set for such hearing, instead of twenty (20) days, as now provided by said Act hereby amended; and that said Section 4 be further amended by adding at the end of said section the following: "*Provided*, said writ, or summons, and said publication notice need not give or set out in any detail the contents of said petition, or of its prayer."

SEC. 3. *Be it further enacted,* That Section 5 of said Chapter 185 of the Acts of 1909 be so amended as to provide that any claims for damages shall be filed at least three (3) days before the time set for the hearing of the petition, instead of five (5) days, as now provided by said Act; and also be so amended as to provide that guardians ad litem of infants, or persons non compos shall have the right within said three days, or within three (3) days after they are appointed, to file claims of damages for their wards, instead of within five (5) days, as provided by said Act hereby amended.

SEC. 4. *Be it further enacted,* That Section 8 of said Chapter 185 of the Acts of 1909 be so amended as to allow five (5) days for an appeal to the Circuit Court in the manner therein provided, instead of ten (10) days, as now provided by said Act hereby amended; and that said Section 8 be also further so amended as to provide that when an appeal is taken and prosecuted from the judgment, or order, of the County Court awarding damages, such appeal shall not prevent the work of the improvement of district being proceeded with, and the appropriation and condemnation of the lands, as provided by Section 9 of the Act hereby amended, if the district, or the petitioners therefor, or any of them, will give bond, with good security, payable to the party or person awarded damages, in double the amount of damages awarded and costs as may be awarded on appeal; and that said Section 8 of said Act be, and hereby is, further so amended as to provide that when any person opposing the creation of such district shall appeal from the order, or judgment, of the County Court establishing or creating the district, such person shall execute bond, with good security, in the penalty of four per cent of the estimated cost of the improvement, as shown by the engineer's report, and conditioned to pay all such damages, actual, and also punitive, if any, and costs as may be suffered by the district and the petitioners therefor, if such appeal is not successfully prosecuted, such damages to be recovered by suit upon the bond or writ of inquiry in the Circuit Court, which may be awarded in such cases; and if such appeal

Appeal.

Bond in appeal case.

be from an order, or judgment, of the County Court refusing to establish such district, the appeal bond shall be for costs only; and such appeal bonds, when made by persons asking damages or by persons opposing the establishment of such district, shall be made payable to the State of Tennessee, for the use of those entitled, upon which bonds judgment may be rendered in favor of the party or parties litigant for costs, and suits maintained for damages, actual, and also punitive, if any, in the name of the State, for the use of the district or parties entitled; and that said Section 8 be also further amended by adding at the end thereof the following: "And if an order has been entered by the County Court creating or establishing such district, and giving it a name or designation, such bonds, when the district or petitioners therefor are appellants, may be made by the district in such name, to be signed by some one of the petitioners nominated for that purpose by the County Court, it being declared the duty of the County Court to so nominate some of the petitioners for this purpose; and on any appeal from the Circuit Court to an Appellate Court, the name of the district, if it has been ordered established by the County Court, may in like manner be signed to any appeal bond, the Circuit Court nominating the petitioner to so sign it; but nothing in this Act is to be construed as excusing the giving of good security on any such bonds for appeal, and such district shall be liable for any damages and costs adjudged against it on any appeal, as well as the sureties on such bonds; and the oath provided by law for poor persons shall not be allowed in lieu of any of such bonds."

SEC. 5. *Be it further enacted*, That so much of Section Eleven (11) of said Chapter 185 of the Acts of 1909 as requires notice to be served on the owners and occupants of lands assessed, stating the amount of special assessment apportioned to each owner on such tract or lot, and the day set for hearing the same, before the court, and that all objections thereto must be made in writing and filed with the County Clerk on or before noon of the day set for the hearing, and that said notices shall be signed

Assessments—
objections
to be filed in
writing.

by the County Clerk and served at least five (5) days before the time set for the hearing; and that service on the resident attorney or agent of a non-resident owner, or of any owner whose name or residence is unknown and cannot be ascertained after diligent inquiry, shall be sufficient, be, and hereby is, repealed, and the service of such notice not be required; and it is hereby provided and enacted that any objection to such assessment and apportionment provided to be made by said section of said Act shall be filed in writing with the County Court Clerk on or before noon of the day the matter of said assessment and apportionment is set for hearing by the court; and it is hereby further provided and enacted that publication shall be made in three weekly newspapers published in the county where said proceeding is pending, if there are that number published in the county, otherwise in at least one, for two consecutive weeks, notifying all parties concerned in any way of the date set for hearing said matter of assessment and apportionment by the court, when they can appear and be heard, if they desire, the last of said publications to be at least five (5) days before the day set for the hearing of said matter, and said publication to be in lieu and stead of notice personally served, but shall not give the names of the parties, but only a brief statement of the date and purpose of such hearing.

SEC. 6. *Be it further enacted*, That Section 13 of said Chapter 185 of the Acts of 1909 be amended by adding at the end of said section the following: "*Provided*, only five (5) days shall be allowed for such appeal; and any landowner, tenant, or incumbrancer who appeals from such order fixing the assessment of benefits shall execute bond, with security, for costs and damages, and the oath provided by law for poor persons shall not be allowed in lieu of any such bonds; and such appeal shall not prevent the collection of such assessments being proceeded with, nor stay such collection in any way, if the district or any petitioner therefor execute bond, with good security, payable to such appellant, and conditioned to hold such appellant harmless against loss, and to abide by and perform the judgment of

Five days allowed for appeal.

the court, if such appeal is successfully prosecuted; and such bond, if given by the district, may be executed as provided by Section 8 of said Act, as amended by this Act; and such bond to hold harmless, etc., may be executed before and accepted by the County Court Clerk at any time after such appeal is perfected by the landowner, tenant, or incumbrancer, and a certified copy of the same shall be sent to the Circuit Court."

SEC. 7. *Be it further enacted*, That Section 15 of said Chapter 185 of the Acts of 1909 be amended by adding thereto the following: "And all orders and judgments of the County Court touching any matter of the district may be entered upon the Drainage Record Book, without being entered upon the regular minute book; but it shall be sufficient if such orders or judgments are entered either upon the Drainage Record or the regular minute book of the court."

Assessments—
correction of
errors in.

SEC. 8. *Be it further enacted*, That Section 17 of said Chapter 185 of the Acts of 1909 be amended by adding to the end of said section the following: "And after a district is ordered established, if it be found that any parcel of land within its limits has been overlooked, or is not reported for assessment, or it be found that any owner or incumbrancer of any parcel of land has not been properly brought before the court, such mistake or order may be corrected; and the County Court shall order such parcel of land listed for assessment, and cause the owner thereof, and incumbrancer, if any, to be properly brought before the court by process or publication, and also any other owner or incumbrancer not already before the court; and as to any such lands, or parties, the matter shall be proceeded with as if proceeded against in the beginning, and so as to enforce proper and proportional assessments; and as to all other parties already before the court, the validity of the proceedings shall not be affected because some of the lands had been overlooked and some of the owners or incumbrancers not brought before the court before the district was ordered established."

SEC. 9. *Be it further enacted*, That Section 23 of said Chapter 185 of the Acts of 1909 be amended

by adding thereto at the end of said section the following: "*Provided*, that such drainage district, or drainage and levee district, or the directors thereof, shall have the right to control the manner in which such lateral drains shall be emptied into the main ditch, drain, or water course, in order to prevent such main ditch or drain from being filled or blocked by silt or sand, brought in by such lateral drains; and *further provided*, such district, or the directors thereof, shall have a like right to control the manner in which any creek or branch shall empty or be emptied into such main ditch, drain, or water course, in order to prevent such ditch, drain, or water course from being filled or blocked by silt or sand, brought in by such creeks or branches."

Lateral
drains—con-
trol of.

SEC. 10. *Be it further enacted*, That Section 27 of said Chapter 185 of the Acts of 1909 be amended by adding to the end of said section the following:

Bonds—
payment of.

"In the sale of bonds, as provided in Section 27, the directors of the district, if in their judgment it is expedient, may contract with the purchasers of the bonds that the payment for the bonds may be made in such installments as may be agreed upon between them and the purchasers of the bonds; *provided*, that the payments of the installments agreed upon, as they mature, are amply secured by safe and solvent bond, made in double the amount of the entire deferred installments, payable to the State of Tennessee, for the use and benefit of the district and those entitled, and conditioned for the faithful payment of the installments, said bond to be approved by the unanimous vote of the Board of Directors of the district before said bond is accepted. Said bond and a copy of the resolution of the Board of Directors approving the same shall, on the order of the County Court, be spread of record on the Drainage Record Book, and the approval of the Board of Directors noted on the bond by the Secretary of the Board writing the word 'Approval' and signing 'Board of Directors' by him as Secretary, or other equivalent words.

"*Be it also further enacted*, That the bonds of the County Trustee binding him to account for State and county taxes shall be liable for

Trustee—
special bond.

assessments collected under this Act; and whenever bonds of such districts are issued and sold under the provisions of this Act, or long-time warrants, as provided for by Section 28 of this Act, are issued and sold, then, and in either event, the County Trustee, before receiving such money, shall give bond, to be approved as his bonds are now approved, in double the amount of the money to go into his hands from the sale of such bonds, or warrants, payable to the State, and conditioned that he faithfully account for all such money; and if he fail to execute such bond, it shall be a misdemeanor in office, for which he may be removed from office; and such bond shall be recorded in the Drainage Record Book, and the original filed with and preserved by the County Clerk."

Directors—
tie vote of.

SEC. 11. *Be it further enacted*, That Section 31 of said Chapter 185 of the Acts of 1909 be amended by adding at the end of said section the following: "And when there is an even number of directors of such district and there should be a tie vote on any matter coming before the Board of Directors, then the Chairman shall have the right to give the deciding vote."

Trustee—com-
mission of.

SEC. 12. *Be it further enacted*, That Section 36 of said Chapter 185 of the Acts of 1909 be so amended as to provide that the County Trustee, for receiving and paying out money received from the sale of bonds and warrants issued and sold under the provisions of this Act, shall be entitled to a commission of one-half of one per centum for receiving the same, and one-half of one per centum for paying out the same; and any of said moneys and funds remaining in his hands at the expiration of his term of office, he shall pay over to his successor in office, when he has executed bond therefor as provided by Section 27 of said Act as amended by this Act; and it shall be the duty of such succeeding Trustee to execute such bond, and for his failure to do so he shall be liable to the penalties provided by said Section 27; and whichever Trustee actually disburses said funds so arising from the sale of bonds or warrants shall be entitled to said commission of one-half of one per centum; *provided*, such successor

shall not be entitled to any commissions for receiving such funds from his predecessor.

Be it further enacted, That so much of said Section 36 of Chapter 185 of the Acts of 1909 as provides "for the collecting and paying out assessments under this Act, the County Trustee shall receive the same compensation he receives for collecting public taxes," be, and the same is, hereby repealed; and in lieu of said parts of said Act repealed, it is hereby provided and enacted that for collecting and paying out the assessments under the Act, the County Trustee shall receive as compensation two per cent on all amounts paid out by him.

SEC. 13. *Be it further enacted,* That said Chapter 185 of the Acts of 1909 be amended as follows:

"The petitioners for such improvement, levee, or drainage district are hereby authorized to employ counsel or attorneys to assist in filing the petition and in all preliminary matters necessary in having such district established, and attending to the matters thereof, so far as may be necessary and so far as the County Court may think needed after the district is ordered established, contracting with such attorneys for the amount to be paid for their services, which contract shall be ratified and approved by the County Court, if deemed reasonable; and if not deemed reasonable, the County Court shall, by order, fix the amount to be allowed for such legal services, the Court fixing such amount as it deems reasonable and proper; and the amount of fees thus fixed for such legal services shall become a debt and charge against the district as other preliminary expenses are, such as charges for services of an engineer, etc., and be paid in like manner.

"Be it also further enacted, That the said petitioners are hereby authorized to select from their number a committee of three or five, as they shall deem expedient, which committee shall act for the petitioners in all such preliminary matters as their services may be needed in having the district established, and which committee shall have the power to bind the petitioners in all preliminary matters looking to the establishment of the district. This committee shall elect out of its members such offi-

District
committee.

cers as it deems necessary, and shall keep a record of the committee's proceedings. The members of this committee shall receive for service such compensation as shall be fixed by the County Court, and the same shall be paid out of the funds of the district when established in the same way as is provided for the payments of other just charges against the district."

SEC. 14. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 25, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 26.

SENATE BILL No. 149.

(By Messrs. Clement and Butler.)

A GENERAL ENABLING ACT authorizing counties in this State, through their quarterly courts, to issue bonds for highway purposes; to provide for retiring the indebtedness thus created at or before maturity, and to provide for the expenditure of the fund derived from the bond issue.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the County Courts of the various counties in this State, when in quarterly session assembled, a quorum being present and a majority thereof voting in the affirmative, be, and are, hereby authorized to issue coupon bonds for highway purposes; such bonds to be of the denomination of one thousand dollars (\$1,000), or some less amount which is a multiple thereof; to bear not exceeding six per cent interest and be disposed of at not less than par and accrued interest. They shall mature at such time as the court may determine, not exceeding forty years from date of issuance, and be redeemable at option of the county at such time or times as the court may fix. The bonds and coupons shall be signed by the Judge or Chairman and countersigned by the Clerk of the County Court under the seal of his office.

Bonds—description of.

The coupons may contain the lithographed signature of these officials; *provided*, no bond issue shall be authorized by this Act where the indebtedness thus created, together with all the other outstanding indebtedness of the county, exceeds ten per cent of the taxable values of the county as shown by the assessment for the preceding year; and *provided, further*, that the indebtedness thus created, together with all the other outstanding indebtedness of the county, may not exceed fifteen per cent of the taxable values of the county as shown by the assessment for the preceding year when so authorized by a vote of two-thirds of the vote cast in the elections herein-

after provided for, it being intended by this provision to permit the said ten per cent indebtedness by a majority vote and the said fifteen per cent indebtedness by a two-thirds vote.

Election.

SEC. 2. *Be it further enacted*, The order of the Quarterly Court for a highway bond issue shall not be effective until it has been submitted to the qualified voters of the county for ratification or rejection at their hands. The court shall fix the date of the election, giving not less than thirty days' notice of same by publication in some newspaper of the county; or if there be none, then in some paper that circulates freely in the county.

At said election voters favoring the issuance of said bonds shall vote or mark their ballots "For Bonds," and those opposing the issuance of said bonds shall vote or mark their ballots "No Bonds."

If a majority of all the votes cast at such election, or if two-thirds of all the votes cast at such election if it be an election requiring a two-thirds vote, be in favor of the bond issue, the order of the court ordering the bond issue shall become effective; if a majority of the votes cast be against the bond issue, the order of the court shall be of no effect. The election shall be held by regularly appointed election officers and in accordance with the election laws of the State. Returns shall be made to the County Board of Election Commissioners on or before noon of the Monday following the day of the election, who shall forthwith certify the result of said election to the County Court.

Said County Court may pass said resolution and order directing the holding of said election upon its own initiative or upon petition signed by ten per cent of the qualified voters of such county according to the last preceding total vote for Governor in said county being presented to the County Court requesting said court to call an election to decide the question of issuing bonds for building or improving roads; and it shall be the duty of the County Court, upon the due presentation of said petition, to order said election.

That the orders and resolutions of the County Court directing the issuing of any bonds under this

Act shall be preceded by at least thirty days by the adoption of said County Court, a quorum being present and a majority thereof voting in the affirmative, of a resolution setting forth the roads to be built or improved, naming the starting and ending points, the general course, and approximate number of miles thereof; and said courts may by resolution authorize the incurring of engineering or other expenses incident to the preparation of the preliminary plan of said roads, the same to be paid out of the proceeds of the bond issue.

Action of
County
Court.

SEC. 3. *Be it further enacted*, If the Federal Government should at any time propose to supply the service of a Federal engineer, and, in addition appropriate a specified sum of money for the construction or improvement of highways in any county in this State, the Quarterly Court of such county is hereby authorized to appropriate for the purpose a sum not exceeding double that contributed by the Federal Government; and if there be not funds in the treasury sufficient to meet this appropriation, then, without submission to a vote of the people, the Quarterly Court of such county is authorized to issue bonds for the amount required to make good the appropriation; *provided*, such bond issue shall not in the aggregate exceed three per cent of the taxable values of such county, which may be either in a single order or successive orders, as the court may determine.

Government
appropriation.

County Court
may supplement.

SEC. 4. *Be it further enacted*, When a bond issue has been regularly ordered, publication for the sale of the bonds shall be made on not less than fifteen days' notice. Such publication shall be by newspaper advertisement in one or more papers, copies of which shall be mailed to leading bond firms of the country. The sale of bonds shall be by competitive bidding, and under the supervision of the Judge or Chairman of the County Court, the Revenue Commissioners of the county, and the Finance Committee, if one has been elected. A report in full of their action shall be made to the next term of the court and spread on the minutes. The proceeds of sale shall be deposited with the County Trustee, who shall give bond for same, to be approved by the

Bonds—
sale of

Judge or Chairman. The Finance Committee of any county may arrange with a bank or banks for receiving and holding same, as provided in Chapter 305, Acts of 1909. If there be no Finance Committee, the Judge or Chairman and the Revenue Commissioner may make such arrangements.

Bonds—
record of.

SEC. 5. *Be it further enacted*, A well-bound book shall be kept in the office of the Judge or Chairman, showing plainly at all times, and by numbers, what bonds and coupons have been paid and canceled, and what are still outstanding against the county. When bonds or coupons are paid, a report to this effect shall be submitted by the Judge or Chairman to the next term of the Quarterly Court of the county, after having been first submitted to and approved by the Revenue Commissioners of the county. A record of all canceled bonds and coupons shall be kept on the minutes of the Quarterly Court.

Sinking fund.

SEC. 6. *Be it further enacted*, That it shall be the duty of the County Court of any county in the State issuing bonds under this Act to levy a tax annually on the taxable property in the county, including all property within the limits of any incorporated city or town or taxing district, for the purpose of taking care of the interest on said bonds, and creating a sinking fund for the retirement of the same at maturity thereof, and creating an annual fund of an amount equal to two per cent of the bonds issued, to be used in maintaining and repairing the roads built or repaired by said bond issue; but in any county taking advantage of this Act, which may elect to do so, may levy a tax sufficient to take care of the interest and maintenance fund on said bonds for the first ten-year period for which they shall run; *provided*, that the length of time for which they were issued does not exceed thirty years; but in the counties taking advantage of the full period of time of forty years, and issuing their bonds for that length of time, may make a levy annually of sufficient amount to take care of the interest and maintenance fund only for a period not to exceed fifteen years, at the end of which period of time, then, whether it be for ten years on thirty-year bonds or for fifteen years on forty-year bonds, it shall be the duty

of the County Courts of said counties to levy annually a tax sufficient to take care of its interest as they fall due, whether annually or semiannually, and sufficient to create the maintenance fund and a sinking fund to retire its bonds at the end of the period for which they run; and the County Trustee of any county issuing bonds under this Act shall collect and account for the said tax the same as any other taxes of said county, but shall receive a compensation for the collection of same as may be fixed by the County Court; *provided*, the compensation for same shall not exceed one per cent of the money so collected under said tax. It shall be his duty to take advantage of all laws on the statute books of the State of Tennessee to force the collection of this tax, the same as any other tax of the county or State. All bonds and coupons shall be payable at the office of the County Trustee at the county seat of any county of the State, unless so ordered by the County Court of any county issuing bonds under this Act that they may be paid elsewhere, and shall be paid out of the funds collected for that purpose; and said funds shall in no event be used for any other purpose.

Special tax.

The Judge or Chairman of the court, and the Finance Committee, or the Revenue Commissioners of the county, if there be no Finance Committee, shall lend out this sinking fund to best advantage on good personal collateral or unincumbered real estate at not more than one-half its fair cash value. They shall report their action to the following term of the Quarterly Court, which report shall be spread on the minutes. Whenever bonds are subject to call, the sinking fund shall be used in retiring such bonds.

May invest sinking fund.

The maintenance fund shall be spent for the purposes for which it is collected, under the direction of the County Court.

SEC. 7. *Be it further enacted*, That for the purpose of carrying out the provisions of this Act, that any County Court in the State shall have the right to divide its county into not less than three nor more than eight road districts, and for each of its road districts there shall be elected one Road Commissioner, and no more than one Road Commissioner shall be elected from the same road district; but to

Road districts.

Commissioners
—election of.

divide the county into road districts the road districts shall be in no wise interfere with the civil districts of any county of the State for any purpose whatever, except for convenience in selecting the Commissioners for the purpose of giving all parts of any county representation in the construction of roads under this Act; but any county may have the right to elect three Road Commissioners from the county at large, who shall be the Road Commissioners for said county, who shall have the supervision of the construction of the roads in said county; *provided*, that any said county does not want to subdivide its county into road districts as is herein provided for; and *provided*, that in any county so electing its Road Commissioners from the county at large, that no two of said Road Commissioners shall come from the same civil district. And be it *further provided*, that in counties so dividing its county into three or more road districts, that the Road Commissioner to be elected from any or all said road districts shall receive his nomination from any Justice of the Peace within the limits of said road district; and should there be more than one nomination from any one or more road districts, then the candidate receiving the highest number of votes of the Justices comprising the whole court shall be declared elected from the road district from which he received his nomination, and he shall be one of the Road Commissioners; and all the Road Commissioners provided for by any county in the State where the county has been subdivided shall be elected in the same manner as provided above; and when they have all been elected in this manner by any said County Court of the State, they shall be the Road Commissioners for that county, and shall have the supervision of the construction of the roads provided for by said County Court, and shall serve till all the roads so provided for shall have been completed according to the specifications laid out by said County Court, or till all the money provided for under the bond issue for said county has been expended on the roads thereof. And be it *further provided*, that the Commissioners herein provided for shall execute to the State of Tennessee a good and solvent bond,

in an amount to be specified by said County Court of said county, payable to the State of Tennessee, for the benefit of that particular county from which they were elected, that they will faithfully and impartially execute all the duties imposed upon them without favor or partiality for any part of said county over that of any other part of said county, that they will honestly and faithfully expend and account for all moneys coming into their hands, and that they will as honestly and economically expend said money for said county as if it were their own private funds they were expending; and should there occur a vacancy for any cause, said vacancy shall be filled in the same manner as if provided for the election of the first Commissioners under this Act; by said Commissioners shall be subject to removal for cause by the Judge of the Circuit Court or Chancellor having jurisdiction in said county, due notice having been given of the charges preferred. And no Justice of the Peace or any other officer of the county shall be eligible as a Pike Commissioner under this Act. Should any vacancy occur in the Pike Commission as herein provided for, either by death or otherwise, it shall be the duty of the Chairman of the County Court to immediately call the court together and to elect a successor to fill such vacancy, and the remaining Commissioners shall transact any business the same as if no vacancy had occurred till such vacancy shall have been filled. That no Road Commissioner shall be a member of said County Court or related to any member thereof within the third degree, either by affinity or consanguinity, computed by the civil law.

Commissioners
—bond of.

Vacancies.

SEC. 8. *Be it further enacted*, That all work of grading, macadamizing, concreting, bridge building, etc., shall be let to contractors by the Commissioners; and it shall be their duty to advertise said letting or lettings in one or more newspapers published in said county and otherwise as their judgment may direct, and receive sealed bids for said work; and they shall adopt, not later than one week after the time set for opening said bids, the bid of the lowest responsible bidder, if in their judgment to do so would be to the best interest of the county

Contracts—
how let.

Contracts—
details of.

and taxpayers to do so; *provided, however*, that they may let the work in sections, or they may let different kinds of work to different contractors, or they may let the whole thereof to one bidder, if in their judgment it is to the best interest of the taxpayers to do so; and *provided, further*, that after having examined all bids and after having thoroughly investigated the methods of other counties and Commissioners in the State of Tennessee or elsewhere where conditions are similar, a majority of said Commissioners may be of the opinion that to accept none of the bids would be to the best interest of the county, they may resubmit to another bidding; or if, in their discretion, may adopt such other method of letting said work, either in whole or in part, as the results of their investigation and judgment may indicate; and *provided, further*, that in receiving and letting said contracts, that they shall at all times include the laying of all drain tiles or pipe for the draining of said roads, after the same has been placed on the road, by the said county, and further include the tamping or packing of the dirt around said pipe or drain tiles without additional cost to said county where they are being placed under fills for drainage of said roads; and *provided, further*, that price for moving dirt, per cubic yard, or the price per yard for the laying of macadam, or the price for moving loose or solid rock from the road-bed shall not in any event exceed the maximum price as may be fixed for the removal of same by the County Court of any county authorizing bonds for that purpose; and the County Court may have the right to define what is meant to be loose rock, and to define what is meant to be solid rock; and that the County Court shall have the right to provide a maximum amount to be paid for an overhaul, both in the removal of dirt and in the laying of macadam on any road to be built within said county, or the price to be paid for moving dirt, the laying of macadam, clearing rights of way, amount to be paid for hands employed on force account, and the price to be paid to the engineers or assistant engineers, the amount per cubic yard of concrete where concrete culverts, concrete bridges, or the price per cubic yard on any

kind of concrete work ordered to be placed or used on any road, and the price for any or all contract work may be left to the discretion of the Commissioners elected to carry out the work for any county building roads under this Act. But at all times the court shall reserve the right to fix a maximum price to be paid for any kind of work when in their judgment it is for the best interest of the county to do so; *provided*, that no Commissioners or member of said County Court or any officer or employee of said Commissioners shall be interested, directly or indirectly, in any contract or job of work or material, or profits thereof, to be furnished or performed under the provisions of this section.

SEC. 9. *Be it further enacted*, That the Commissioners elected for any county under this Act shall not expend the money obtained by the sale of any of its road bonds for any rights of way without first being authorized to do so by the County Court, or for any release, or for any damage growing out of said road building in any way or manner, except it be after condemnation proceedings where it becomes necessary to condemn land for the purpose of barrow pits, or rock quarries for the purpose of obtaining rock for said roads or dirt to make fills where the cuts are not sufficient to make said fills. They shall have the right, where it is not possible to obtain rights of way otherwise, to condemn land or building for rights of way.

Damages on
rights of
way.

SEC. 10. *Be it further enacted*, That said Commissioners shall pay all contractors every thirty days upon estimates made by the engineer in charge of said work for said county, or upon estimates of assistant engineer for said county, reserving not in excess of ten per cent of the amount of work done at that time as may be evidenced by estimates of said engineer or his assistants; but said engineer shall be sure at all times that their estimates are not for more than the amount of work actually done, and said Commissioners shall at all times reserve an ample amount or percentage to protect the interest of said county.

Contractors—
payment of.

SEC. 11. *Be it further enacted*, That said Commissioners shall employ a competent engineer, and, if

Engineers—
bond of.

need be, assistant engineers. Said engineers shall be employed to lay out the work on the roads herein provided for or that may herein or by the court hereafter be provided for, making estimates on said roads and work done by contractors building said roads; and said engineers shall execute to the county so employing him a bond for not less than ten thousand dollars, or more if more should be demanded by County Court of said county employing him, that he will honestly and faithfully execute all work intrusted to his care by said Commissioners of said county. In the event he should willfully or intentionally fail to execute any work intrusted to his care in such a manner as not to be to the best interest of the county so employing him, then said bond shall be forfeited to said county, said bond to be signed by good and solvent personal bondsmen, or by some good bond company authorized to do business in the State of Tennessee; and as a compensation for the performance of his faithful duty, he shall receive an amount as may be agreed upon by him and the Road Commissioners having charge of said work. And all engineers so employed by any county in the State of Tennessee under this Act shall take and subscribe to an oath before entering upon his duties for said county that he will honestly and faithfully execute all work intrusted to his care without favor or partiality to any section of said county over that of any other portion of said county. Any engineer employed under this Act for any county in the State of Tennessee shall be subject to removal or discharge by said Commissioners for said county at any time when in the judgment of a majority of said Commissioners it appears that it will be to the best interest of said county to make such removal, first giving thirty days' notice of same.

Oath.

Surplus fund.

SEC. 12. *Be it further enacted*, That after all the roads that were laid out and provided for in the resolution have been graded and macadamized for the full length of each road, then should there afterwards remain a surplus, it shall be expended on such other road or roads not set forth in said resolutions, as in the judgment of the Road-Commissioners will serve the greatest number of people anywhere with-

in said county; and *provided, further*, that should there be more than one town or railroad point within said county from which there are to be constructed roads, it shall be the duty of the Road Commissioners to provide in their contract with any contractor to whom they let said contract that the work shall begin simultaneously at all the railroad points and thus continue till all the roads from each point are completed, or till all the money provided for has been expended.

Roads at railroad points.

SEC. 13. *Be it further enacted*, That the Commissioners shall keep a well-bound book, in which shall be recorded in detail the amount of money expended by them on said roads, and where and for what purpose said money was expended. Said book shall show to whom the funds have been paid, giving the date and the amount of same; and it shall further show any and all expenses paid by said Commissioners. There shall be a proper accounting of all the funds coming to their hands, and how expended. Said book shall be open to the public at all reasonable times and places. Failure to keep said book and failure to show said book to the public shall be a misdemeanor upon the part of said Commissioners and subject them to removal.

Commissioners—record kept by.

SEC. 14. *Be it further enacted*, That it shall be the duty of the Commissioners to keep an accurate minute of all the proceedings had by them, the same to be kept in a well-bound book and preserved as a record of their office. They shall make a written report to each quarterly term of the County Court, showing the number of bonds sold since their last report, to whom sold, and the amount realized therefor, and also an itemized list of all their receipts and disbursements. Said report shall likewise contain such other information as will be presumed to be of interest to the taxpayers of said county, and said report shall be spread on the minutes of the court.

Commissioners—minutes of proceedings.

SEC. 15. *Be it further enacted*, That under this Act any county in the State of Tennessee is hereby authorized to issue bonds for the purpose of grading roads, for the purpose of grading and macadamizing roads, for the purpose of grading and concreting roads, for the purpose of building complete

Authorized to issue bonds.

concrete roads, for the purpose of building macadam roads with a concrete surface, for the purpose of building bridges on roads, for the purpose of draining roads, or for the purpose of maintaining roads already constructed, or for any kind of road improvement; *provided*, that in the resolutions adopted by any said County Court of any county in the State of Tennessee they shall set forth the kind of road improvement for which they are making said bond issue.

SEC. 16. *Be it further enacted*, That all laws and parts of laws in confliction herewith on the statute books of the State of Tennessee be, and the same are, hereby repealed.

SEC. 17. *Be it further enacted*, That this Act take effect on and after its passage, the public welfare requiring it.

Passed September 25, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 27.

SENATE BILL No. 122.

(By Mr. Walsh.)

AN ACT authorizing the County Courts of the several counties in this State to appropriate money to be used in helping carry on the "Farmers' Coöperative Demonstration Work" in the respective counties of Tennessee.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the County Courts of the several counties of this State are hereby authorized and empowered to annually appropriate such an amount as may be deemed necessary or expedient to be used at the direction of the County Judge or Chairman, in coöperation with United States Department of Agriculture, to aid said department in carrying out the Farmers' Coöperative Demonstration Work in such counties.

SEC. 2. *Be it further enacted*, That this Act shall take effect from and after its passage, and all of laws or parts of laws in conflict herewith be, and are, hereby repealed, the public welfare requiring it.

Passed September 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 28.

SENATE BILL No. 18.

(By Mr. Fisher.)

AN ACT to provide a method for the surrender of the charters, and the voluntary dissolution of corporations, chartered under the laws of this State for purposes of individual profit, and for the distribution of the assets of such dissolved corporations.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That any corporation chartered under the laws of this State for purposes of individual profit may surrender its charter of incorporation in the manner hereinafter provided. The stockholders of such corporation desiring to surrender its charter shall, by resolution in writing, adopted at a regular meeting or a legally called special meeting of the stockholders, and by an affirmative vote of not less than three-fourths of the shares of stock of the corporation represented by the stockholders present in person or by written proxy, declare the desire of the stockholders to surrender the charter and dissolve the corporation, and direct the President and Secretary of the corporation to file in the office of the Secretary of State a sworn certificate showing the adoption by the stockholders of such resolution as aforesaid.

SEC. 2. *Be it further enacted*, That upon the adoption by the stockholders of a resolution as provided in Section 1, the President and Secretary of the corporation shall execute, under oath, a certificate substantially in the following form—to wit:

STATE OF TENNESSEE.

SURRENDER

OF

CHARTER OF INCORPORATION.

We, and
the President and Secretary, respectively, of (here
insert the name of the corporation), a corporation

chartered and organized under the laws of the State of Tennessee, hereby certify that at a regular meeting (or special meeting, as the case may be) of the stockholders of said corporation, properly called and held at the offices of said corporation, in the county of (or elsewhere, as the case may be), a resolution in writing was adopted by an affirmative vote of the stockholders, representing three-fourths (or more than three-fourths, or all, as the case may be) of the shares of stock in said corporation, declaring the desire of the stockholders to surrender the charter and dissolve said corporation, and that said resolution was duly entered on the minutes of said corporation.

Now, therefore, we, the said, President, and the said, Secretary, of said corporation, pursuant to the aforesaid resolution, hereby certify the fact of the adoption of said resolution by the stockholders of said corporation, to the end that this certificate may be duly recorded in the office of the Secretary of State, and the charter of said (here insert the name of the corporation) surrendered and said corporation dissolved.

.....,
President.

.....,
Secretary.

The President and Secretary executing said certificate shall make oath to the truth of the statements therein before the County Court Clerk or Notary Public of the county in which the principal office of said corporation is located, and the County Court Clerk shall append thereto a certificate substantially as follows—to wit:

STATE OF TENNESSEE,

COUNTY OF

Personally appeared before me, of the county aforesaid, and, with whom I am personally acquainted, and who made oath before me in due form of law that is the President and

is the Secretary of (here insert the name of the corporation), and that the statements made in the foregoing certificate are true.

.....

SEC. 3. *Be it further enacted*, That the aforesaid certificate of the President and Secretary of said corporation, together with the certificate of the County Court Clerk or Notary Public appended thereto, shall be filed in the office of the Secretary of State and recorded in a book kept by him for that purpose, and for which filing and recording a fee of five dollars (\$5) shall accompany said certificate to the office of the Secretary of State, which shall be paid into the treasury of the State as other fees of said office.

SEC. 4. *Be it further enacted*, That the filing of said certificate in the office of the Secretary of State shall operate as a surrender to the State by the corporation of all its corporal franchises and privileges, and shall have effect to annul the charter of said corporation, and its right to continue the corporate business shall thereupon cease and determine; *provided, however*, that the rights of the creditors of said corporation to the satisfaction of their debts out of the corporate assets shall not be prejudiced thereby; and *provided, also*, that the corporation shall continue to exist for the purpose of winding up its affairs so long as may be necessary for that purpose, but no longer, or otherwise.

SEC. 5. *Be it further enacted*, That the officers of said corporation in charge of its business and property at the time of such dissolution shall hold the assets thereof as trustees for the benefit of the creditors and stockholders of the corporation, unless other persons are appointed for that purpose by said corporation or a court of competent jurisdiction; and such trustee shall have power to collect debts due the corporation, sell such property of the corporation as may be necessary to pay its debts, and distribute the remaining assets, after the payment of debts and necessary expenses of administration, among the stockholders; and all suits necessary and proper to be brought in order to effect a settlement of the af-

fairs of said corporation may be brought by said trustees in the name of the corporation, and no suit pending on behalf of or against said corporation at the time of the surrender of its charter in the manner herein provided shall abate because of such surrender, but may be prosecuted to final judgment or decree.

SEC. 6. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 29.

HOUSE BILL No. 65.

(By Mr. Dannel.)

AN ACT entitled "An Act to require all persons, corporations, companies, firms, or partnerships to have two regular pay days each month."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That all corporations doing business within this State, who shall employ any salesman, mechanics, laborers, or other employees, and who operate a commissary or supply store in connection with their business, shall pay the wages balance then due of such employee in lawful money semimonthly on Saturday nearest the fifteenth and thirtieth of each month; *provided*, deduction to be

made from amount due for such advances made in the way of cash, supplies, rent, and etc., that may have been furnished.

SEC. 2. *Be it further enacted*, That any person, corporation, company, firm, or partnership that through its president or otherwise violates Section 1 of this Act shall be guilty of a misdemeanor, and, on conviction thereof, shall be fined in any sum not less than \$50 nor more than \$500 for each offense.

SEC. 3. *Be it further enacted*, That all laws and parts of laws in conflict herewith are hereby repealed, and that this Act shall take effect and be in full force and effect from and after November 1, 1913, the public welfare requiring it.

Passed September 26, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 30.

SENATE BILL No. 10.

(By Shelby County Delegation.)

A BILL to define "transient merchants;" to license and regulate them and their sales, and to prevent and punish fraud in their sales of goods, wares, and merchandise at public or private sale, and to provide a punishment for a failure to comply with this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That a "transient merchant" within the meaning of this Act is defined as one who engages in the vending or sale of merchandise at any place in this State temporarily, and who does not intend to become and does not become a permanent merchant of such place, and who, for the purpose of carrying on such business, hires, leases, or occupies, either in whole or in part, a room, building, or other structure for the exhibition and sale of such goods, wares, and merchandise. The provisions of this Act shall not apply to any sale, act, or thing the regulation or licensing of which would constitute regulation or licensing of interstate commerce; and the provisions of this Act shall not apply to any sale, act, or thing legally regulated by the Constitution or any law of the United States.

SEC. 2. A transient merchant shall not advertise, represent, or hold forth a sale of goods, wares, or merchandise as an insurance bankrupt, insolvent assignee, trustee, estate, executor, administrator, receiver, wholesale, manufacturer's wholesale or closing out sale, or as a sale of any goods damaged by smoke, fire, water, or otherwise, unless before so doing he shall state under oath to the Secretary of State, either in the original application for a State license or under a supplementary application subsequently filed and copied on the license, all the facts relating to the reason and character of such special sale so advertised, held forth, or represented, including a statement of the names of the persons from

Oath of.

whom the said goods, wares, or merchandise were obtained, the date of delivery of the same to the person applying for the license, the place from which said goods, wares, and merchandise were taken, and all details necessary to exactly locate and identify all goods, wares, and merchandise to be so sold.

State license.

Special
deposit.

SEC. 3. A transient merchant, whether principal or agent, before beginning business, shall take out a State license in the manner hereinafter set forth, and shall likewise pay such license fees as may be due to any municipal corporation levied by such corporation under such limitations as hereinafter provided. Every transient merchant desiring to do business in this State shall deposit with the Secretary of State the sum of \$200 as a special deposit, and thereafter, upon application, in proper form, and the payment of a further sum of \$25 as a State license fee, such Secretary shall issue to him a transient merchant's license authorizing him to do business in this State in conformity with the provisions of this chapter for one year from date thereof. Such license shall set forth a copy of the application upon which it is granted. The license shall not be transferable nor permit more than one person to sell goods as a transient merchant, either by agent or clerk, or in any other way than in person; but any licensee may have the assistance of one or more persons, who may aid him in conducting his business, but not act for him or without him.

SEC. 4. The term "municipal corporation," wherever used in this Act, means any incorporated village, town, city, or taxing district.

Municipal tax.

SEC. 5. Every municipal corporation in this State may fix, by ordinance, a privilege tax or license fee upon a transient merchant, to be paid by said transient merchant to the proper officer of said municipal corporation, in whom is vested the power to collect, a sum not to exceed twenty dollars per day for each day that said transient merchant may be engaged in carrying on his business; *provided, further*, that if complaint be made to the Mayor of any municipal corporation that any person doing business therein is a transient merchant and such person shall claim to be a permanent merchant, he may be re-

quired, as a condition of transacting business in any such municipal corporation, without the payment of a license fee to such municipal corporation, to give a bond to such municipal corporation to secure the payment of the State and local license in the event that he fails to become a permanent merchant, under the terms of this Act, in a penal sum not to exceed one thousand dollars, to be determined by ordinance of such municipal corporation, with sureties to be approved by the Clerk of the municipal corporation, and which bond shall be enforced in case of a breach thereof by the proper local officers of the municipal corporation; and upon its collection, the amount of the State license shall be paid to the State Treasurer, and the remainder shall be paid into the treasury of the municipal corporation and shall become a part of the license fund.

SEC. 6. Application for State license shall be sworn to; shall disclose the names and residences of the owners or persons in whose interest such business is conducted, to be kept on file by the Secretary of State, and a record shall be kept by him of all license issued upon such applications. All files and records of the Secretary of State shall be in convenient form and open for public inspection. Before selling under a State license, a transient merchant shall exhibit it to the proper collection officer of the municipal corporation in which he proposes to make sales. Upon payment to such proper collecting officer of the municipal corporation the local license fees provided by ordinance, the local officer shall record such State license, indorse upon it the words "Local license fees paid," and affix his official signature, with the date of such indorsement. Failure to obtain proper indorsement on State license shall be subject to a like penalty as if State license had not been paid.

State license—
application
for.

SEC. 7. It shall be the duty of any person licensed as herein provided, upon the demand of any State or municipal officer charged with the duty of collecting State or municipal revenues, or of any policy officer, to exhibit his license and make affidavit that he is the person named therein. Any person failing to exhibit his license when requested by the persons

above designated shall be guilty of a violation of this Act and shall be punished as herein stated.

Revocation of
license.

SEC. 8. Any license issued pursuant to the terms of this Act may be revoked by the Secretary of State upon the conviction of any person to whom the same was issued of any fraud or false representation, misrepresentation, or imposition in the sale of any goods, wares, or merchandise, or the sale of any adulterated food, drink, or drug, or the sale of any food deleterious to health; and the filing with the Secretary of State of a certified copy of the final judgment of conviction of any court in which any such person may be tried shall be sufficient authority for the revocation of such license.

SEC. 9. Prosecutions under this Act may be heard and determined by any court having criminal jurisdiction over other offenses punishable by law to the same extent as hereinabove provided. All State license shall expire by limitation one year from the date thereof, and may be surrendered at any time prior thereto for cancellation. Upon the expiration and return or surrender of a State license, the Secretary of State shall cancel it, indorse the date of delivery and cancellation thereon, and place it on file. He shall hold the special deposit of such licensee mentioned in this chapter for the further period of sixty days, and, after satisfying all claims made under it under the section next following, shall return such deposit, or portion thereof, as remains in his hands to the licensee depositing same.

Special deposit
subject to
attachment.

SEC. 10. Each deposit so made with the Secretary of State shall be subject to attachment and execution on behalf of creditors whose claims arise in connection with business done in this State, and to the payment of fines and penalties incurred by the licensee through violation of this Act. Claims under civil process shall be enforced against the Secretary of State as garnishee or trustee by action in the usual form. Any claim for satisfaction of fines and penalties shall be enforced by the collecting officer serving notice of pendency of action and of judgment when obtained upon the Secretary of State. Claims upon each deposit shall be satisfied after judgment, in the order in which notice of the claim is received

by the Secretary of State, until such claims are satisfied or the deposit exhausted; but notices filed after the expiration of such sixty days' limit shall not be valid. A deposit shall not be paid by the Secretary of State to the licensee as long as there are outstanding claims or notices of claims against it, unless there is unreasonable delay in enforcing them.

SEC. 11. Every transient merchant who exposes for sale or sells, at public or private sale, any goods, wares, or merchandise without State license therefor, properly indorsed, or files any application, original or supplementary, which contains any false statement, or fails to comply with any of the requirements of the preceding sections, and every person, whether principal or agent, who, by circular, handbill, newspaper, or in any other manner, advertises any such sale before proper license are issued to the vendor, shall be guilty of a misdemeanor, and shall be punished by a fine of not more than one thousand dollars nor less than two hundred dollars, or by imprisonment for not more than six months, or both.

Violation—
penalty of.

SEC. 12. *Be it further enacted*, That this bill take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 31.

SENATE BILL No. 142.

(By Mr. White.)

A BILL to be entitled An Act to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That every corporation, every copartnership or company, and every association (other than State and national banks, trust companies, real estate mortgage companies dealing exclusively in real estate mortgage notes, building and loan associations, and corporations not organized for profit), organized or which shall be organized in this State, whether incorporated or unincorporated, which shall sell or negotiate for the sale of any stocks, bonds, or other securities of any kind or character or any lands or town lots in any quantity situated outside of this State, other than bonds of the United States, the State of Tennessee, or of some municipality of the State of Tennessee, and notes secured by mortgages on real estate located in the State of Tennessee, to any person or persons in the State of Tennessee, other than those specifically exempted herein, shall be known for the purpose of this Act as a domestic investment company. Every such investment company organized in any other State, Territory, or government shall be known for the purpose of this Act as a foreign investment company.

Foreign investment companies.

SEC. 2. *Be it further enacted*, That before offering or attempting to sell any stocks, bonds, or other securities of any kind or character or any lands or town lots, other than those specifically exempted in Section 1 of this Act, to any person or persons, or transacting any business whatever in this State, excepting that of preparing the documents hereinafter required, every such investment company, domestic or foreign, shall file in the office of the Secretary

State fee.

of State of this State, together with a filing fee of \$25, the following documents—to wit:

A statement showing in full detail the plan upon which it proposes to transact business.

Statement to
be filed.

A copy of all contracts, bonds, or other instruments which it proposes to make with or sell to its contributors.

A statement which shall show the name and location of the investment company, and an itemized account of its actual financial condition and the amount of its property and liabilities, and such other information touching its affairs as said Secretary of State may require.

If such investment company shall be a copartnership or an unincorporated association, it shall also file with the Secretary of State a copy of its articles of copartnership or association and all other papers pertaining to its organization; and if it be a corporation organized under the laws of Tennessee, it shall also file with the Secretary of State a copy of its articles of incorporation, constitution, and by-laws, and all other papers pertaining to its organization. If it shall be an investment company organized under the laws of any other State, Territory, or government, incorporated or unincorporated, it shall also file with the said Secretary of State a copy of the laws of such State, Territory, or government under which it exists or is incorporated; and also a copy of its charter, articles of incorporation, constitution, and by-laws and all amendments thereof which have been made, and all other papers pertaining to its organization.

SEC. 3. *Be it further enacted*, That all of the above-described papers shall be verified by the oath of a member of a copartnership or company if it be a copartnership or company, or by the oath of a duly authorized officer if it be an incorporated or unincorporated association. All such papers, however, as are recorded or are on file in any public office shall be further certified to by the officer of whose records or archives they form a part as being correct copies of such records or archives.

Oath.

SEC. 4. *Be it further enacted*, That every foreign investment company shall also file its written con-

Consent to
service of
process.

sent, irrevocable, that actions may be commenced against it in the proper court of any county in this State in which a cause of action may arise or in which the plaintiff may reside, by the service of process on the Secretary of State, and stipulating and agreeing that such service or process on the Secretary of State shall be taken and held, in all courts, to be as valid and binding as if due service had been made upon the company itself, according to the laws of this or any other State; and such instrument shall be authenticated by the seal of such foreign investment company and by the signature of a member of the copartnership or company if it be a copartnership or company, or by the signatures of the President and Secretary of the incorporated or unincorporated association if it be an incorporated or unincorporated association; and shall be accompanied by a duly certified copy of the order or resolution of the Board of Directors, trustees, or managers of the corporation authorizing Secretary and President to execute the same.

Secretary of
State may
examine.

SEC. 5. *Be it further enacted*, That it shall be the duty of the Secretary of State to examine the statements and documents so filed; and if said Secretary of State shall deem it advisable, he shall make or have made a detailed examination of such investment company's affairs, which examination shall be at the expense of such investment company as hereinafter provided; and if he finds that such investment company is solvent, that its articles of incorporation or association, its constitution and by-laws, its proposed plan of business and proposed contract contain and provide for a fair, just, and equitable plan for the transaction of business, and in his judgment promises a fair return on the stocks, bonds, and other securities by it offered for sale, the Secretary of State shall issue to such investment company a statement reciting that such investment company has complied with the provisions of this Act, that detailed information in regard to this company and its securities is on file in the Secretary of State's office for public inspection and information, that such investment company is permitted to do business in this State; and such statement shall also

Secretary of
State—state-
ment of.

recite in bold type the Secretary of State in no wise recommends the securities to be offered for sale by such security company. But if said Secretary of State finds that such articles of incorporation or association, charter, constitution, and by-laws, plan of business, or proposed contract contain any provision that is unfair, unjust, inequitable, or oppressive to any class of contributors, or if he decides from his examination of its affairs that said investment company is not solvent and does not intend to do a fair and honest business, and in his judgment does not promise a fair return on the stocks, bonds, or other securities by it offered for sale, then he shall notify such investment company in writing of his findings; and it shall be unlawful for such company to do any further business in this State until it shall so change its constitution and by-laws, articles of incorporation or association, its proposed plan of business and proposed contract, and its general financial condition in such manner as to satisfy the Secretary of State that it is solvent and its articles of incorporation or association, its constitution and by-laws, its proposed plan of business and proposed contract provide for a fair, just, and equitable plan for transaction of business, and does, in his judgment, promise a fair return on the stocks, bonds, and other securities by it offered for sale; *provided*, that all expenses paid or incurred and all fees or charges received or collected for any examination made under the provisions of this section of this Act shall be reported in detail by the Secretary of State and a full report and record thereof made in detail.

Insolvency—
notice of.

Report of
expenses and
fees col-
lected.

SEC. 6. *Be it further enacted*, That it shall not be lawful for any investment company, either as principal or agent, to transact any business in form or character similar to that set forth in Section 1 of this Act, except as is provided in Section 2 of this Act, until it shall have filed the papers and documents above provided for. No amendment of the charter, articles of incorporation, constitution, and by-laws of any such investment company shall become operative until a copy of the same has been filed with the Secretary of State as provided in regard to the original filing of charter, articles of in-

Charters—
amendment
of.

corporation, constitution, and by-laws; nor shall it be lawful for any such investment company to transact business on any other plan than that set forth in the statement required to be filed by Section 2 of this Act, or to make any contracts other than that shown in the copy of the proposed contract required to be filed by Section 2 of this Act, until a written statement showing in full detail the proposed new plan of transacting business and a copy of the proposed new contract shall have been filed with the Secretary of State in like manner as provided in regard to the original plan of business and proposed contract, and the consent of the Secretary of State obtained as to making such proposed new plan of transacting business and proposed new contract.

Agent required
to register
as such.

SEC. 7. *Be it further enacted*, That any investment company may appoint one or more agents, but no such agent shall do any business for said investment company in this State until he shall first register with the Secretary of State as agent for such investment company, and for each of such registrations there shall be paid to the Secretary of State the sum of \$10. Such registration shall entitle such agent to represent such investment company as its agent until the first day of March following, unless said authority is sooner revoked by the Secretary of State; and such authority shall be subject to revocation at any time by the Secretary of State for cause appearing to him sufficient.

Statement of
condition—
when filed.

SEC. 8. *Be it further enacted*, That every investment company, domestic or foreign, shall file, at the close of business on December 31 and June 30 of each year, and at such other times as required by the Secretary of State, a statement, verified by the oath of its President and Secretary, or, in their absence, by two of its principal officers, setting forth in such form as may be prescribed by the said Secretary of State its financial condition and the amount of its assets and liabilities, and furnishing such other information concerning its affairs as said Secretary of State may require. Each regular statement of December 31 and June 30 shall be accompanied by a filing fee of five dollars (\$5). Any investment company failing to file its report at the close of busi-

Filing fee.

ness December 31 or June 30 of each year, within ten days of that date, or failing to file any other or special report herein required within thirty days of receipt of request or requisition therefor, shall forfeit its right to do business in this State.

SEC. 9. *Be it further enacted*, That the general accounts of every investment company, domestic or foreign, doing business in this State, shall be kept by double entry; and such company, its copartners or managing officers, shall at least once in each month make a trial balance of such accounts, which shall be recorded in a book provided for that purpose. Such trial balances and all other books and accounts of such company shall at all times during business hours, except on Sundays and legal holidays, be open to the inspection of stockholders and investors in said company, or investors in the stocks, bonds, or other securities by it offered for sale, and to the Secretary of State or his deputies.

Accounts—
how kept.

SEC. 10. *Be it further enacted*, That the Secretary of State shall have general supervision and control, as provided by this Act, over any and all investment companies, domestic or foreign, doing business in this State; and all such investment companies shall be subject to examination by the Secretary of State or his duly authorized deputies at any time the Secretary of State may deem it advisable, and in the same manner as now provided for the examination of insurance companies. The rights, powers, and privileges of the Secretary of State in connection with such examinations shall be the same as is now provided with reference to examination of insurance companies; and such investment company shall pay a fee for each of such examinations not to exceed ten dollars (\$10) for each day or fraction thereof, plus the actual traveling and hotel expenses of said Secretary of State or deputy, that he is absent from the Capitol building for the purpose of making such examination; and the failure or refusal of any investment company to pay such fees upon the demand of the Secretary of State or deputy while making such examination shall work a forfeiture of its rights to do business in this State.

Secretary of
State—to
have control
over.

Examination
fee.

SEC. 11. *Be it further enacted*, That whenever it

Report of
insolvency.

shall appear to the Secretary of State that the assets of any investment company doing business in this State are impaired to the extent that such assets do not equal its liabilities, or that it is conducting its business in an unsafe, inequitable, or unauthorized manner, or is jeopardizing the interests of its stockholders or investors in stocks, bonds, or other securities by it offered for sale; or whenever any investment company shall fail or refuse to file any papers, statements, or documents required by this Act, without giving satisfactory reason therefor, said Secretary of State shall at once communicate such facts to the Attorney-General, who shall thereupon apply to the Chancery Court in the district where such company is located or is doing business or to a Judge of said court for the appointment of a receiver to take charge of and wind up the business of such investment company; and if such fact or facts be made to appear, it shall be sufficient evidence to authorize the appointment of a receiver and the making of such orders and decrees in such cases as equity may require.

False statement—
penalty.

SEC. 12. *Be it further enacted*, That any person who shall knowingly or willfully subscribe to or make, or cause to be made, any false statement or false entry in any book of such investment company, or exhibit any false paper with the intention of deceiving any person authorized to examine into the affairs of such investment company, or shall make or publish any false statement of the financial condition of such investment company or the stocks, bonds, or other securities by it offered for sale, shall be deemed guilty of a felony, and, upon conviction thereof, shall be fined not less than two hundred dollars nor more than ten thousand dollars, and shall be imprisoned for not less than one year nor more than ten years in the State penitentiary.

Failure to
comply.

SEC. 13. *Be it further enacted*, That any person or persons, agent or agents, who shall sell or attempt to sell the stock, bonds, or other securities of any investment company, domestic or foreign, or the stocks, bonds, or other securities by it offered for sale, who have not complied with the provisions of this Act; or any investment company, domestic or

foreign, which shall do any business, or offer or attempt to do any business, except as provided in Section 2 of this Act, which shall not have complied with the provisions of this Act; or any agent or agents who shall do or attempt to do any business for any investment company, domestic or foreign, in this State, which agent is not at the time duly registered and has not fully complied with the provisions of this Act, shall be deemed guilty of a misdemeanor, ^{Penalty.} and, upon conviction thereof, shall be fined for each offense not less than one hundred dollars nor more than five thousand dollars or by imprisonment in the county jail for not more than ninety days, or both such fine and imprisonment, at the discretion of the court.

SEC. 14. *Be it further enacted*, That all fees here-in provided for shall be collected by the Secretary of State and by him shall be turned into the State treasury, and all fees so turned into the State treasury are hereby reappropriated to the Secretary of State for the purpose of paying all salaries and ex- ^{Fees.} ^{Expenses.} penses necessary for carrying this Act into effect; and the Secretary of State is hereby authorized to appoint such clerks and deputies as are actually and absolutely necessary to carry this Act into full force and effect, none of whom shall be related by blood or marriage to such Secretary of State or any of his deputies. All moneys actually and necessarily paid out by the Secretary of State to any clerk or deputy appointed under this Act for traveling or incidental expenses shall be paid by the State Treasurer out of such fees upon the Secretary of State's warrants, to be issued upon sworn vouchers containing an itemized account of such salaries or expenses.

SEC. 15. *Be it further enacted*, That should the courts declare any section of this Act unconstitutional or unauthorized by law or in conflict with any other section or provision of this Act, then such decision shall affect only the section or provision so declared to be unconstitutional, and shall not affect any other section or part of this Act.

SEC. 16. *Be it further enacted*, That all Acts and parts of Acts in conflict with this Act are hereby repealed.

SEC. 17. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 32.

SENATE BILL No. 26.

(By Messrs. Fisher and Brett.)

AN ACT to provide for the collection and compilation of information relative to accidents occurring in workshops and factories in the State of Tennessee; to require reports of such accidents to be made to the Department of Workshop and Factory Inspection; to specify the information which shall be furnished; to provide funds for the expense of collecting and compiling such information; to prescribe the penalty for the violation of this Act; and to provide that reports hereunder shall not be admitted as evidence in any judicial proceedings whatsoever.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That it shall be the duty of every firm, corporation, or individual employing labor in any workshop or factory in the State of Tennessee to make or cause to be made to the Department of Workshop and Factory Inspection, within three days after it shall occur, a report of each and every accident happening in, about, or in connection with such workshop or factory, where such accident might have resulted in bodily injury or death to any employee or person connected with such workshop

or factory, setting forth in such report the nature of the business in which such employee is engaged in, the time, place, and nature of the accident, and the kind of machinery, if machinery caused the accident.

SEC. 2. *Be it further enacted*, That it shall be the duty of every firm, corporation, or individual employing labor in any workshop or factory in the State of Tennessee to make or cause to be made to the Department of Workshop and Factory Inspection, within ten days after it shall occur, a report of each and every accident happening to any person in, about, or in connection with such workshop or factory, which accident resulted in death or bodily injury of such a nature that the injured person does not return to his or her employment within seven days after the occurrence of such accident, setting forth in such report the nature of the business in which such employee is engaged, the time, place, and nature of the accident, the name, address, sex, age, and nature of employment of the person killed or injured, and whether such person is married or single, and, if married, the number of persons dependent upon the injured person for support, together with a statement of how the accident occurred, and, if such accident was caused by machinery, the kind of machinery used.

Accidents—
report of.

SEC. 3. *Be it further enacted*, That it shall be the duty of every firm, corporation, or individual employing labor in workshop or factory in the State of Tennessee to make a full and detailed report, in addition to the information required to be furnished in Section One and Two of this Act, upon written request of the Chief Inspector of the Department of Workshop and Factory Inspection, furnishing him any information which such Chief Inspector may demand.

SEC. 4. *Be it further enacted*, That no report herein required to be made, or any part thereof, shall be admitted in evidence or referred to at the trial of any action or any judicial proceedings whatsoever.

SEC. 5. *Be it further enacted*, That any person who fails or refuses to comply with the provisions of this Act, or who fails and refuses to answer in

Failure or
refusal to
comply—
penalty of.

detail any inquiry made by any Inspector of the Department of Workshop and Factory Inspection relative to such accidents, shall be deemed guilty of a misdemeanor, and, on conviction, shall be punished, for the first offense, by a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100), and, for the second and subsequent offense, by a fine of not less than one hundred dollars (\$100) nor more than two hundred dollars (\$200).

SEC. 6. *Be it further enacted*, That the term “workshop and factories” as used in this Act shall include the following: Manufacturing mills; mechanical, electrical, mercantile, art, and laundrying establishments; printing, telegraph, and telephone offices; department stores; or any kind of an establishment wherein labor is employed or machinery used.

Record kept.

SEC. 7. *Be it further enacted*, That the Chief Inspector of the Department of Workshop and Factory Inspection shall compile and make a permanent record of the information obtained by virtue of this Act.

SEC. 8. *Be it further enacted*, That the sum of five hundred dollars (\$500) per annum, or as much thereof as may be necessary, is hereby appropriated for the expense incurred in collecting, compiling, and reporting this information, said expenses to be itemized, evidenced by voucher, and sworn to, which vouchers shall be paid by the Comptroller of the State of Tennessee upon the request of the Chief Inspector of the Department of Workshop and Factory Inspection.

SEC. 9. *Be it further enacted*, That it shall be the duty of the Chief Inspector of the Department of Workshop and Factory Inspection to prepare and furnish, free of charge, to any person, upon application, or printed forms, which, when filled out, will set out the facts required by this Act.

SEC. 10. *Be it further enacted*, That all laws and parts of laws in conflict with this Act are hereby

repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOVER,
Governor.

CHAPTER 33.

SENATE BILL No. 36.

(By Mr. Butler.)

A BILL to be entitled An Act to amend Chapter 175, Acts of 1895, entitled "An Act relative to recognizances, stipulations, bonds, and undertakings, and to allow certain corporations to be accepted as surety thereon," as amended by Chapter 360, Acts of 1905, by striking out the word "Treasurer" in Section 9 and the word "Treasurer" in Section 9, as amended, and inserting in lieu thereof the words "Insurance Commissioners," so as to provide that the Insurance Commissioner of the State of Tennessee shall be the custodian of all funds and securities deposited with the State of Tennessee by insurance companies writing a surety business for the benefit of policyholders or for other purposes, so as to further provide for the disposition of said funds and securities where surety companies have complied with the provisions of said Section 9, as amended by Chapter 360, Acts, 1905.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee, That Chapter 175, Acts of 1895, entitled "An Act relative to recognizances, stipulations, bonds, and undertakings, and to allow certain corporations to be accepted as surety thereon," as amended by Chapter 360, Acts of 1905, be amended by striking out the word "Treasurer" in Section 9 and the word "Treasurer" in Section 9,*

as amended, and inserting in lieu thereof the words "Insurance Commissioner," so as to provide that the Insurance Commissioner shall be the custodian of all funds and securities deposited with the State of Tennessee for the benefit of policyholders, or for other purposes, by insurance companies writing a fidelity, bonding, or surety business in Tennessee.

SEC. 2. *Be it further enacted*, That as soon after the passage of this Act as is practicable, the State Treasurer shall turn over to the Insurance Commissioner all funds and securities deposited with him by the various insurance companies operating under this law.

SEC. 3. *Be it further enacted*, That Section 9 of the Acts of 1895, Chapter 175, as amended by Chapter 360, Acts of 1905, be amended by adding the following words at the end of said section, as amended: "*Provided, further*, that the Insurance Commissioner of this State is hereby authorized and directed to return to any such surety company organized under the laws of any other State or government which has filed, or shall hereafter file, with him the certificates provided for in the preceding provision, all securities which were deposited by any such surety company with the Treasurer of this State, and which said funds or securities have, under the provisions of this Act, been transferred to the Insurance Commissioner of this State, under the provisions of Section 9 of Chapter 175 of the Acts of 1895.

SEC. 4. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 34.

SENATE BILL No. 30.

(By Mr. Church.)

AN ACT to amend Chapter 381 of the Acts of 1903, being an Act entitled "An Act to amend Chapter 376 of the Acts of 1899, creating the Criminal Court of Maury County."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 381 of the Acts of 1903 be amended by striking out Section One of said Act.

SEC. 2. *Be it further enacted*, That Section Two of said Act be amended by striking out the words "said Act" in the first and second lines of said section and inserting in lieu thereof the words "Chapter 376 of the Acts of 1899."

SEC. 3. *Be it further enacted*, That said Act be amended by striking out Section Three of the same.

SEC. 4. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 35.

SENATE BILL No. 113.

(By Mr. Crawford.)

AN ACT to prevent frauds in the weight, measure, or numerical count of articles sold or offered for sale in the State of Tennessee; to declare same a misdemeanor and to provide punishment therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That any person who, by himself or by his servant or agent, shall sell, offer, or expose for sale any quantity of any commodity which is by weight, measure, or numerical count less than the quantity which he represents same to be, shall be guilty of a misdemeanor, and, upon conviction, shall be fined not less than \$10 nor more than \$50 for the first offense, and for subsequent offenses not less than \$50 nor more than \$100, or shall be imprisoned in the county jail not more than ninety days, or both such fine and imprisonment; *provided*, that the State Superintendent of Weights and Measures and the State Sealer of Weights and Measures shall jointly fix and determine reasonable variations for all classes of commodities; and no penalties for violation of this Act shall be imposed when the variation in weight, measure, or numerical count does not exceed the reasonable variation so fixed; *provided, further*, that the said State Superintendent and State Sealer shall give the reasonable variations so established all possible publicity through the public press and through bulletins of their offices.

SEC. 2. *Be it further enacted*, That the grand juries of the several counties of the State shall have inquisitorial power over said offenses, and the Judges of the several Criminal Courts and Circuit Courts having criminal jurisdiction shall especially charge this law to the grand juries of the several counties of the State.

SEC. 3. *Be it further enacted*, That all laws or

parts of laws in conflict with this Act are hereby repealed, and that this Act shall take effect from and after January 1, 1914, the public welfare requiring it.
Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 36.

SENATE BILL No. 125.

(By Messrs. Walsh and Welch.)

AN ACT to provide for the execution of persons sentenced to the punishment of death by electrocution, and to provide a permanent death chamber and appliances and apparatus necessary for the proper execution of felons by electrocution, and to appropriate moneys necessary to defray the expenses thereof.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That whenever any person is sentenced to punishment by death, that court shall direct that the body of such person be subjected to shock by a sufficient current of electricity until he is dead.

SEC. 2. *Be it further enacted*, That the Warden of the State Penitentiary, at Nashville, shall immediately upon the passage of this Act provide, or cause to be prepared or constructed, a permanent and suitable death chamber in the State Penitentiary, at Nashville, and shall cause an electrical apparatus, together with all necessary appliances sufficient for the infliction of punishment of death as

provided in the first section of this Act, to be placed in said death chamber.

SEC. 3. *Be it further enacted*, That for the purpose of defraying the expenses of the foregoing death chamber, apparatus, machinery, and appliances, the sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated. Said sum shall be paid to the Warden of the State Penitentiary by the State Treasurer, on the warrant of the Comptroller, out of moneys in the treasury not otherwise appropriated, on vouchers approved by the Comptroller.

SEC. 4. *Be it further enacted*, That all laws or parts of laws in conflict herewith are hereby repealed.

SEC. 5. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 37.

SENATE BILL No. 164.

(By Mr. Williams.)

A BILL to be entitled "An Act to amend Section 39 of Chapter 185 of the Acts of 1909, which is entitled An Act to provide for the establishment of levee and drainage districts for the purpose of the draining and reclamation of the wet and swamp lands and lands subject to overflow in the State, and prescribing the method for so doing, and providing for the assessment and collection of the costs and expenses of such improvements, and the manner of obtaining the means or funds therefor," which Act was passed on February 25, 1909, and approved April 20, 1909.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 39 of Chapter 185 of the Acts of 1909, referred to in the caption of this Act, be, and hereby is, amended by adding the following at the end of the first sentence of said section, which sentence ends with the word "county:" "*Provided*, the Quarterly County Court shall have the right to contribute, out of the general county fund, such amount as it sees fit to be used in the payment of such preliminary expenses, without requiring the same to be paid back or refunded to the county; and where any county has heretofore, by order of the Quarterly County Court, advanced or paid any of said preliminary expenses, said Quarterly County Court may, if it sees fit, by proper order donate the same, or any part thereof, and not require the amount so donated or contributed to be paid back or refunded to the county.

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 38.

SENATE BILL No. 191.

(By Messrs. Underwood, Walker et al.)

AN ACT to provide for the organization and maintenance of a trained body of men for the preservation of lives, and for rescue work in case of explosion or other serious mine disaster; and to provide the conditions, requirements, and regulations under which this organization may be formed and maintained.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That when any individual, company, corporation, or other organization, connected with any mine or mines in this State, shall establish and equip a station with approved oxygen-breathing, mine-rescue apparatus to conform to requirements hereinafter set forth; and wherever six or more men in connection with said station shall have qualified as hereinafter set forth in the use of said apparatus, then said station, through its owner or representative, and six men constituting the rescue corps of said station, may make application to the Chief Mine Inspector to become a State station, and receive aid from the State for the maintenance of same.

Stations.

SEC. 2. *Be it further enacted*, That State stations up to the number of six may be provided for in different parts of the mining section of this State. The section of the mining field in which these stations may be located shall be decided by the Chief Mine Inspector.

SEC. 3. *Be it further enacted*, That the requirements for admission as State stations shall be: Each station shall have a suitable building or place for the apparatus, together with a smoke room, or other suitable place for the drill and training of men in said apparatus.

The equipment of each station shall consist of not less than four oxygen-breathing apparatus, of a type which have been approved by the United States Bu-

reau of Mines, two large oxygen tanks, and one extra oxygen bottle, or set of bottles, for each apparatus; also one safety lamp and one electric lamp for each apparatus, together with a supply of such duplicate parts as might be easily lost or destroyed; also one oxygen pump for charging said apparatus, and such other accessories as are necessary for the successful use of said apparatus for drill and rescue work. Equipment.

It shall be the duty of the owners of each station to keep all apparatus in good repair, and to furnish at their own expense such duplicate parts and repairs as are necessary; also to furnish all oxygen and potash necessary for operating said apparatus, the same to be paid for when used for regular drill or otherwise by the State, as is hereinafter provided for.

Six men shall constitute the official rescue corps for each station, one of whom shall be chosen as captain. These men shall be chosen by the owners of the station, or their representative, or by the organization, as the case may be, and shall be approved by the Chief Mine Inspector. They shall be men thoroughly acquainted with mining, and preferably men working in the mine. Corps.

These men must have been examined by a physician who has due knowledge of the requirements of this service, and hold a certificate from him as to their physical fitness for this work. They must be holders of certificates of rescue training from the United States Bureau of Mines, or have received training in the apparatus equal to that required by said bureau for such certificate. Certificate.

Each station must maintain official drill, or practice once each month, under such regulations as may be prescribed by the Chief Mine Inspector, a feature of which must be, however, not under one or over two hours for each man, in the apparatus using oxygen.

Regular reports must be made by the captain or acting captain of each rescue corps to the Chief Mine Inspector, on the last of each month, on blanks supplied for this purpose. This report must state the names of the members of the corps, or substitutes, participating in the drill, the amount of time each Reports to
Chief Mine
Inspector.

apparatus was in use with oxygen, the names of men, if any, who were given training, together with such other data as may be required. Such report must be sworn to before some party duly authorized to administer oaths.

Report to
Comptroller.

SEC. 4. *Be it further enacted*, That on the first of each month, or as soon thereafter as possible, the Chief Mine Inspector shall make a report to the Comptroller, giving the name of each member of each corps or legal substitute participating in the monthly drill, together with the amount of oxygen and potash consumed in such drill and training at each station in hours per apparatus.

The Comptroller shall then issue warrants to each man named as taking part in said drill for the sum of \$5 each, together with the warrant to the owner or representative of each station for compensation for oxygen and potash used in said drill, at the rate of \$1 per hour for each apparatus in use; *provided*, that not more than \$50 shall be paid in any one month for both compensation to men and supplies to any one station for both drill or practice purposes.

There shall be appropriated and set aside for the purpose of meeting the expense above provided for, or for paying such extra expense as might occur in any serious mine disaster, or otherwise, as hereinafter set forth, the sum of \$4,000 per annum, or such part of same as may be necessary.

No person shall be eligible to receive compensation for taking part in the monthly drill as set forth above, except the six regular members provided for, or legal substitutes. In case any of said members are absent or otherwise incapacitated, the captain or person acting as such may appoint substitutes to make up the full number of the corps. However, such substitutes must be appointed from those having legal qualifications for membership in the corps, and whose names and qualifications have previously been reported to the Chief Mine Inspector as such.

Training.

Each corps may, however, under the supervision of the captain or other member of the corps, give training in the use of the apparatus to those desiring same. The cost of the oxygen and potash for

such training may, within the total amount per month specified above, be included in the cost of such supplies.

SEC. 5. *Be it further enacted*, That in consideration of the above expenditures, the Chief Mine Inspector, or, in his absence, the District Mine Inspector, shall be empowered, in the case of any mine disaster or emergency, to call on any corps to report at the shortest possible time to any point in the State, with their apparatus, ready for duty. Ready for duty.

It shall be the duty for the owner or representative of such station to see that the apparatus is at all times available for any such call, and the duty of the corps to respond to such call in the quickest possible time, in full number, either members of said corps or legal substitutes, and to act under the direct orders at such time of the Chief Mine Inspector; *provided, however*, that no man shall be required other than voluntarily to perform any duty where he may feel his life is in danger.

The Chief Mine Inspector, or, in his absence, the District Mine Inspector, shall have full control of the mine and all rescue work in case of such disaster.

All men called for and reporting for duty in such cases, together with any such competent men offering their services for such rescue work, and being accepted by the Chief Mine Inspector, shall be paid by the State at the rate of \$5 per day, and all oxygen and potash used at the rate of \$1 per hour, together with all transportation and traveling expenses; said time for the regular corps to reckon from the time said corps leave the station till their return, and all other cases from the acceptance of said services to the discharge of said men by the order of the Chief Mine Inspector. Compensation for rescue work.

SEC. 6. *Be it further enacted*, That the Chief Mine Inspector shall be authorized to incur such expense as he may judge necessary in connection with the rescue work at any mine disaster, also that he may employ competent men from the membership of any State rescue corps to give instructions under his direction in the organization and training of mine rescue corps and first air corps; and the rate of com- Expenses.

pensation and expenses therefor shall not exceed that provided for in the regular drill or rescue work.

Itemized statements of time and expense shall be made under oath by the parties incurring same; and after approval by the Chief Mine Inspector, the same shall be paid by the Comptroller out of any money remaining of the \$4,000 above provided for.

SEC. 7. *Be it further enacted*, That the Chief Mine Inspector shall have the right to drop from the membership of any corps, or any substitute therein, any person showing unfitness or incapacity for rescue work. He may also disband any State station, withdrawing State aid from same, where the standards and requirements as herein set forth are not kept up or carried out. If such station does not requalify within two months, he may, if there is a request for same, form a station elsewhere to take the place of the one disbanded. Nothing in this Act shall, however, be construed to in any way interfere with the full use of the apparatus at any time by the owners of the same; *provided*, that while the said apparatus forms the equipment of a State station, it shall be available, as above set forth, for emergency or for drill and training.

SEC. 8. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 39.

SENATE BILL No. 17.

(By Mr. Fisher.)

AN ACT to amend Chapter 108 of the Acts of 1891, passed March 23, 1891, and approved March 25, 1891, entitled "An Act to regulate the practice of dentistry in the State of Tennessee, and to punish violations thereof."

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Chapter 108 of the Acts of 1891, passed March 23, 1891, entitled "An Act to regulate the practice of dentistry in the State of Tennessee, and to punish violations thereof," be amended so as to read as follows:

SEC. 2. That the Tennessee State Board of Dental Examiners heretofore created be continued, to consist of six practicing dentists, two from each grand division of the State of Tennessee, whose duty it shall be to carry out the provisions of this Act as hereinafter provided. The members of said Board shall be appointed by the Governor of the State of Tennessee from a list of five names, recommended by the State association, from the section in which vacancy or vacancies occur, and at the time of their appointment upon said Board must have been actual residents and legally licensed practicing dentists of the State of Tennessee for a period of five or more years immediately preceding their appointment; *provided, however*, that no person shall be eligible to appointment on said Board who is in any way connected with or interested in any dental college or the dental department of any institution of learning or the dental supply business. The term for which the members shall hold office shall be three years, the terms of two members to expire each year; *provided*, that the present members of said Board in office at the time of the passage of this Act shall continue in office until their respective terms expire and until their successors

are appointed and qualified. All vacancies in said Board shall be filled by the Governor from the lists furnished him, as heretofore provided.

OFFICERS, MEETINGS, RECORDS, ETC.

SEC. 3. Said Board of Dental Examiners shall choose one of its members President and one Secretary and Treasurer thereof at each annual meeting, to be held between the fifteenth day of May and the fifteenth day of July of each year.

Said Board may meet oftener if necessary, in the discretion of the Board, at such times and places as it may deem proper, for the examination of applicants who may wish to practice dentistry in this State, and for the transaction of any other business that may come before it.

Said Board shall keep a record book, in which shall be registered the names, addresses, and license numbers of all persons legally entitled to practice dentistry in the State of Tennessee. A majority of the members of said Board shall at all times constitute a quorum for the transaction of business, and the proceedings of said Board shall be recorded in a minute book open at all reasonable times to public inspection. The Secretary and Treasurer shall execute to said Board bond, with approved security, for the faithful performance of his duties.

GRANTING LICENSE, REGISTRATION, ETC.

SEC. 4. No person shall practice dentistry in the State of Tennessee, or attempt to do so, after the passage of this Act, without first applying for and obtaining a license for such purpose from the said State Board of Dental Examiners, and registering such license as herein provided; and this provision shall apply to all persons, whether they have heretofore practiced dentistry in this State or not, except such persons as have been heretofore licensed and registered. Application shall be made to said Board in writing for license, and shall, in every instance, be accompanied by an examination fee of fifteen dollars (\$15), which sum is authorized to be charged each applicant for each examination by said Board.

The applicant must be at least twenty-one years of age, of good moral character and reputation; and the application of each person seeking a license must be accompanied by evidence satisfactory to said Board that the applicant so applying is a graduate of and has a diploma from a reputable dental college, dental school, or the dental department of some reputable school or university. Examinations must be both written and clinical, and of such a character as to thoroughly test the qualifications of the applicant to practice dentistry, and the applicant in his examination must make the grade or percentage required by the Board; and the Board may also, in its discretion, refuse to grant license to any person found guilty of making false statements, cheating, or of fraud or deception, either in applying for license or in taking said examination.

RECORDING LICENSE, ETC.

SEC. 5. Every person in this State who is now licensed to practice dentistry in said State shall, within thirty days after the passage of this Act, cause said license to be recorded with the Circuit Court Clerk, in a book kept for that purpose, in the county or counties in which he or she is practicing; and each certificate hereafter granted by said Board shall likewise be registered before beginning the practice of dentistry. Said Clerk is authorized to collect a fee of fifty cents for each registration as compensation for his services.

EXHIBITION OF LICENSE AND CERTIFICATE OF REGISTRATION.

SEC. 6. The holder of the license herein provided for to practice dentistry and the certificate of registration shall, at all times, upon request, exhibit same to any of the members of the Board of Dental Examiners, or its authorized agent, or to any officer of the law.

REVOCATION OF LICENSE, ETC.

SEC. 7. The State Board of Dental Examiners may refuse license or suspend or revoke the same for any of the following causes:

(1) The presentation to the Board of any diploma, license, or certificate illegally or fraudulently obtained, or one from an institution which is not reputable, or an unrecognized or irregular institution or State Board, or the practice of any fraud or deception.

(2) The commission of a criminal operation, or the conviction of a felony involving moral turpitude, chronic or persistent inebriety, drunkenness, or confirmed drug habit, or if the person holding such license shall in any way advertise to practice dentistry without causing pain, or shall in any other manner advertise with a view of deceiving or defrauding the public or in a way that would tend to deceive the public, or advertise to use any drug, nostrum, patent or proprietary medicine of any unknown formula, or to use any dangerous or unknown anæsthetic or one not generally in use by the dental profession, or shall advertise to use any drug, medicine, formula, system, or anæsthetic which is either falsely advertised, misnamed, or not in reality used, or be guilty of any unprofessional conduct or any other conduct likely to deceive or defraud the public, or which disqualifies the said person from practicing dentistry with safety to the public, or who shall employ in the practice of dentistry any unlicensed person; the violation of any of the provisions of this Act, or the refusal to comply with said provisions.

PROCEEDINGS AND AUTHORITY OF BOARD.

SEC. 8. In all proceedings for a suspension or revocation of license, the holder of said license shall be given fifteen days' notice to prepare for a hearing; and he shall be heard in person or by counsel, or both. The President or Secretary of the State Board of Dental Examiners shall have the power to administer oaths, issue subpoenas, and enforce the attendance of witnesses at the hearing of all matters arising in the course of their duties; and in such trials as are herein referred to the State Board of Dental Examiners may take such oral or written

proof for or against the complainant as it may deem will best present the facts. It may also employ an attorney if it deems it necessary in special cases.

FAILURE TO REGISTER LICENSE.

SEC. 9. Any failure, neglect, or refusal on the part of any person obtaining a license to practice dentistry from the State Board of Dental Examiners, to register said license with the Circuit Court Clerk of the county in which he practices, within ninety days after the date of the issuance of such license, shall work a forfeiture of such license; and no license, when once forfeited, shall be restored, except on payment to the said Board of the sum of ten dollars for each such neglect, failure, or refusal to register such license.

EXAMINATION FEES, FINES, AND COMPENSATION TO MEMBERS OF THE BOARD.

SEC. 10. In order to provide the means for carrying out and enforcing the provisions of this Act, the said Board shall charge each person applying for an examination for a license to practice dentistry in this State, and examination fee of fifteen dollars (\$15); and out of the funds coming into possession of the said Board under the provisions of this Act, the members of said Board shall each receive as compensation the sum of five dollars (\$5) for each day actually engaged in the duties of his office, and all legitimate and necessary expenses incurred in attending the meetings of said Board; *provided*, that the Secretary and Treasurer of said Board shall be allowed a reasonable salary, to be fixed by the Board, and no per diem. All expenses shall be paid from the fees, fines, and penalties received and recovered by the Board under the provisions of this Act; *provided*, that no part of said expenses shall be paid out of the State treasury. All fines, fees, and penalties provided for in this Act, whether imposed or required by the Board or assessed or imposed by a court, Justice of the Peace, Judge, or jury, shall belong to and be paid to said Board or its authorized agent.

DISPOSITION OF FEES AND FINES IN EXCESS OF EXPENSES.

SEC. 11. One-half of all moneys received in excess of said per diem allowances and all other expenses herein provided for shall be held by the Secretary and Treasurer of said Board as a special fund for meeting the other expenses of said Board, and for such use as the said Board may deem necessary in the enforcement of this Act; and one-half of the said excess so received shall be paid over by said Board to the public-school fund of the State. Said Board shall make an annual report of its proceedings to the Governor of the State and to the State Dental Association at its annual meeting, these reports to be in pamphlet form and to show all moneys received and disbursed in pursuance of this Act.

LOST LICENSES.

SEC. 12. In the event the license herein provided for is lost or destroyed, so that the same cannot be exhibited as provided for in Section 6 hereof, the person entitled thereto shall make written application to the Secretary of the Board for a reissuance of the same, under affidavit setting forth that such license was lost or destroyed, and the circumstances under which such loss or destruction occurred; and upon the receipt of such satisfactory application and affidavit, the Secretary shall issue to said applicant a duplicate license, for which there shall be paid a fee of one dollar (\$1).

PENALTIES FOR FRAUD, ETC.

SEC. 13. Any person filing, or attempting to file, as his own the diploma or license of another, or a forged or false affidavit of identification or qualification, shall be deemed guilty of a felony, and shall be punishable upon conviction by a fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500), or by imprisonment of not less than one nor more than five years in the penitentiary, or both.

DENTISTRY DEFINED.

SEC. 14. Any person shall be regarded as practicing dentistry, within the meaning of this Act, who shall diagnose, or profess to diagnose, or examine and contract for the treating of, or treat, or profess to treat, or hold himself out as treating, any of the diseases or disorders or lesions of the oral cavity, teeth, gums, maxillary bones, or extract teeth, or repair or fill cavities in human teeth, correcting malposition of teeth or jaws, or supply artificial teeth as substitutes for natural teeth, or administer anæsthetics, general or local, or any other practice included in the curricula of recognized dental colleges; *provided*, that nothing in this Act shall be so construed as to prevent regularly licensed physicians and surgeons from extracting teeth or treating any diseases coming within the province of the practice of medicine or surgery.

EXEMPTION FROM JURY SERVICE.

SEC. 15. All dentists of this State shall be exempt from service as jurors in any of the courts of this State.

SIGNATURES, SEAL, ETC., ON LICENSES.

SEC. 16. All licenses issued by said Board shall bear a serial number, the full name and residence of the applicant, the date of the issuance, the seal of the Board, and be signed by all the members and attested by its President and Secretary.

UNLAWFUL TO PRACTICE UNDER NAME OF A COMPANY.

SEC. 17. It shall be unlawful for any person or persons to practice or offer to practice dentistry or dental surgery under, or use the name of, any company, association, or corporation, or business name, or under any name except its own name, or to operate, manage, or be employed in any room or rooms or office where dental work is done or contracted for and that is operated under the name of any company, association, trade name, or corporation. Any

person or persons practicing or offering to practice dentistry or dental surgery shall practice under and use his or her name only.

DENTAL RECIPROCITY.

SEC. 18. Any dentist who has been in legal practice for five years or more and is a reputable dentist of good moral character, and who is desirous of making change of residence to this State, may apply to the Examining Board of the State in which he is registered (provided such State requires diplomas and examination for registration) for a certificate of recommendation, which shall attest to his moral and professional character; and such certificate, if granted, shall be deposited with the Board of this State at least within six months from the date of its issuance; and the State Board, in exchange therefor, may grant him a license to practice dentistry upon his paying to the Secretary and Treasurer of the Board the fee herein required.

RECIPROCITY.

SEC. 19. Any one who is a legal, ethical, and competent practitioner of dentistry in the State of Tennessee, and of good moral character, and known to the Board of Dental Examiners as such, who shall desire to change his or her residence to another State or Territory or the District of Columbia or foreign country, shall, upon application to the Board of Dental Examiners, receive a special certificate over the signature of the President and Secretary of said Board and bearing its seal, which shall attest the facts above mentioned and give the date upon which he or she was registered and licensed.

RECIPROCITY FEES.

SEC. 20. The fees for issuing a license to a legal practitioner from another State, as provided for in Section 18, shall be fifteen dollars (\$15), and the fee for issuing a certificate to a legal practitioner in this State, as provided for in Section 19, shall be five

dollars (\$5); and in each case the fee shall be paid in cash before the license or certificate shall be issued.

PENALTY FOR PRACTICING WITHOUT LICENSE, ETC.

SEC. 21. Any person who shall practice, or attempt to practice, dentistry in this State without having been registered and licensed for that purpose, or whose license has been suspended or revoked, shall be guilty of a misdemeanor, and, upon conviction, shall be subject to a fine of not less than twenty-five dollars (\$25) nor more than two hundred and fifty dollars (\$250) for each offense; and each act of practice or attempted practice of dentistry shall be deemed a separate offense and constitute a practicing of dentistry within the meaning of this Act. Each day that any person shall hold himself out as practicing in any name except his own shall be deemed a separate offense. The opening of an office for the purpose of practicing dentistry or announcing to the public in any way a readiness to do any act defined herein as practicing dentistry shall be considered as engaging in the practice of dentistry within the meaning of this Act.

PRESCRIPTIONS, ETC.

SEC. 22. Legally licensed druggists of this State may file prescriptions of legally licensed dentists of this State for any drug necessary to the practice of dentistry.

STUDENTS, ETC.

SEC. 23. This Act shall not prevent students from practicing or performing dental operations under the supervision of competent instructors in any dental school, college, or dental department of any school, college, or university recognized by the Tennessee State Board of Dental Examiners.

REPEALING FORMER LAWS.

SEC. 24. All laws or parts of laws in conflict with this Act are hereby repealed.

TIME OF EFFECT OF ACT.

SEC. 25. This Act shall take effect immediately after its passage, the public welfare requiring it.
Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 40.

SENATE BILL No. 25.

(By Messrs. Fisher, Brett, and Bass.)

AN ACT to provide fire protection and fire escapes and regulation thereof, under the supervision of the State Department of Factory Inspection, in any mechanical or mercantile establishment or factory or workshop or laundry or mill or manufacturing or other places wherein labor is performed on or above the second floor; providing for the enforcement, and to prescribe penalties for the violation thereof.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That every mechanical or mercantile establishment or factory or workshop or laundry or mill or manufacturing or other places wherein labor is performed, on or above the second floor now or hereafter erected, which is two or more stories in height, and in which twenty-five or more operators or employees shall be at work, on or above the second floor, shall be provided with outside iron fire escapes as hereinafter provided. The fire escape shall be located at such place on the said buildings as may be best suited for the purpose intended, or

as the Chief Inspector of Factories designates in writing, and shall take in one or more windows on each floor above the first floor. Fire escapes may project into the highway to a distance not greater than four feet beyond the building line.

SEC. 2. *Be it further enacted*, That every factory, workshop, mill, or place where the manufacture of goods of any kind is carried on now or hereafter erected, which is three or more stories in height, and in which twenty-five or more operatives or employees shall be at work on or above the second floor, shall be provided with outside iron fire escapes as hereinafter promised. The fire escapes shall be located at such place on the said building as may be best suited for the purpose intended, or as the Chief Inspector of Workshop and Factories may designate in writing, and shall take in one or more windows on each floor above the first floor. Fire escapes may project into the public highway to a distance not greater than four feet beyond the building line.

Location of
escapes.

SEC. 3. *Be it further enacted*, That the fire escapes shall consist of outside iron balconies and stairways at each floor above the first, connecting said balconies to the ground, except in the case of the fire escape being over a public highway, when a drop ladder shall connect the lower balcony to the ground in a manner hereinafter specified. The stairways shall be placed at a slope not steeper than a ratio of one horizontal to one and one-quarter vertical. The balcony on the top floor shall be provided with a goose-neck ladder leading from said balcony to above the roof.

Construction.

SEC. 4. *Be it further enacted*, That the balconies shall not be less than three feet in width, taking in at each story above the ground floor at least one window of each part of building, separated by inside walls, in which twenty-five or more operatives or employees shall be at work. They shall be below and not more than one foot below the window sills, and extend in front of and not less than nine inches beyond each window. There shall be a landing of not less than twenty-four inches square at the head and foot of each stairway. The stairway opening on each platform shall be a size sufficient to provide

Balconies.

Landing—
openings to.

clear headway. The windows opening upon each balcony shall be of easy access and sufficiently large to permit easy passage through them, and shall be kept unobstructed. Where the top of the window sill is more than two feet above the floor of the building, inside steps shall be provided.

Material.

Openings—
size of.

SEC. 5. *Be it further enacted*, That the floors of balconies shall be of wrought iron or steel not less than one and a half inches by three-eighths of an inch, placed not less than one-quarter of an inch apart, and well secured and riveted to iron battens not less than one and a half inch by three-eighths of an inch and not over two feet apart, and which battens shall rest on and be riveted to frame of balcony, said frame to consist of angle iron not less than two and one-half inches by two and one-half inches by three-sixteenths of an inch thick, and to extend around the four sides of balcony floor, to rest upon brackets, and to be secured to same by rivets or bolts, and to be riveted at corners. The openings for stairways in all balconies shall not be less than twenty-one inches wide and forty-two inches long, and such openings shall have no covers of any kind. The platform of balconies shall be constructed and erected to sustain in all their parts a safe load of not less than eight pounds per square foot, utilizing a ratio of four to one between the safe working load and the ultimate strength of all parts.

Rails.

SEC. 6. *Be it further enacted*, That the outside rail shall in no case be less than three feet above the floor of the balcony, and shall extend around the entire platform, and in all cases shall go through the wall at each side, be worked out to three-quarter-inch bolt size, and be properly secured by nuts, with washers at least four inches and three-eighths of an inch thick, and to top rail shall be connected at angles by cast iron. The top rail of balconies shall be one and three-quarter inches by one-half inch of wrought iron, of such size and shape as shall be approved by the Inspector of Factories. The bottom rails shall in no case be more than one-eighth inch above floor of balcony, and shall be of one and one-half inches by three-eighths of an inch wrought iron or one and one-half inch thick, well loaded or cemented

into the wall. The standard or filling-in bars shall not be less than one-half inch round or square wrought iron, well riveted to the top and bottom rails and to platform frames immediately where adjacent to brackets, and shall be placed not more than six inches apart.

SEC. 7. *Be it further enacted*, That the stairway shall be constructed and erected to fully sustain in all parts a safe load of not less than one hundred pounds per step, utilizing a ratio of four to one between the safe working load and the ultimate strength of all parts, with the exception of the tread, which must safely sustain at said ratio a concentrated load of two hundred pounds. The treads shall not be less than seven inches wide and the rise of each step not more than nine inches. The treads shall be flat, open treads of cast iron not less than five-eighths of an inch thick or of flat bars not over one and one-quarter of an inch wide or less than three-eighths of an inch thick, with spaces between not more than one inch or less than a half inch, such bars to be riveted to angled irons of not less than twenty inches wide between inside of strings; and there shall remain a clear passage between the stairway and wall of building of not less than fourteen inches. The strings shall be not less than three-inch channels of iron or steel or other shape equally strong, and shall at both top and bottom rest upon and be fastened to a bracket, which shall be fastened through the wall as hereinafter provided. The stairs shall have a hand rail of not less than three-quarter inch round wrought-iron rod or pipe on each side, not less than thirty inches or more than forty-two inches above steps of any point, and same shall be secured and well braced.

SEC. 8. *Be it further enacted*, That the brackets shall be placed not more than four feet apart and not less than three-quarters of an inch by one inch and a half wrought iron placed edgewise or one and three-quarters inch angle iron one-quarter of an inch thick, to extend full across width of balcony, and be well braced at a point not less than two-thirds of the distance from wall to end of bracket by means of not less than three-quarters of an inch

Stairway—
strength of.

Treads.

Hand rails.

Brackets and
braces.

wrought iron or one and three-quarters inch angle iron. The ends of brackets and braces shall go through the wall and be turned down three inches or be properly secured by nuts and washers four inches square and at least three-eighths of an inch thick. On new buildings the brackets shall be set as the walls are being built. When brackets are put on factories already erected, the part going through the wall shall not be less than five inches square and one-half inch thick.

**Lower landing
—ladder at.** SEC. 9. *Be it further enacted*, That a proper ladder to reach to a safe landing place below shall be required from the lower balcony of any fire escape over a public highway in place of a stairway; and when the floor of such balcony is more than sixteen feet above the sidewalk or ground, a suitable landing platform shall be provided.

Such platform shall be located not more than ten feet above the ground, and shall be connected with the balcony above by means of a stairway constructed as this Act requires; for stairways between such platforms shall not be less than three feet in width and four feet long, and provided with proper railings.

Drop ladder. The drop ladder to the ground shall not be less than fifteen inches in width, with strings not less than one-half inch by two inches iron, and not less than five-eighths of an inch in diameter, placed not more than twelve inches apart and securely riveted through the strings; strings to be made of one piece and not connected in parts by riveting or bolts; the upper end of each string to be formed into a hook, by which the ladder may be secured to the frame of the balcony when in use. The goose-neck ladder shall be securely fastened to the wall of the building, and the strings shall extend at least thirty inches above the roof and return down and be secured to same. There shall be a space of not less than fourteen inches between such ladder and the outer rail of the balcony.

**Escapes—
erection of.** The erecting of said fire escapes shall, in the absence of any agreement between the landlord and tenant, be done at the expense of the landlord.

SEC. 10. *Be it further enacted*, That all parts of

such fire escapes shall receive not less than two coats of paint, one in the shop and one after erection, and shall be painted thereafter whenever the same may be needed.

SEC. 11. *Be it further enacted*, That the Chief Inspector of Factories shall have the power to make and have served an order in writing upon any owner or owners of any building coming under the provisions of this Act, ordering that a fire escape shall be erected either on a new building or on a building already erected, or ordering that a fire escape already erected shall be changed and altered in such manner as he shall in such order designate.

Such fire escape must conform to the provisions of this Act.

Any corporation, firm, or person failing or neglecting to obey such order within the time therein limited shall be liable to a penalty of one hundred dollars (\$100) for such failure, and to a further penalty of ten dollars (\$10) for each day that shall elapse after the expiration of the time limited in said order until a fire escape shall be erected on such building in compliance with the terms of such order; *provided*, that fire towers, when approved by the Chief Inspector of Factories, shall be legal protection, the same as iron fire escapes as hereinafter provided. Penalty.

SEC. 12. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 41.

SENATE BILL No. 31.

(By Mr. Church.)

AN ACT to be entitled "An Act to create the office of Assistant Attorney-General in the judicial circuits and criminal circuits of this State containing a population of not more than 40,475 nor less than 40,450 population according to the Federal census of 1910 or any subsequent Federal census; to provide for the appointment of said Assistant Attorney-General, and the payment of his salary, and to define his duties.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That there is hereby created the office of Assistant Attorney-General in all judicial and criminal circuits of the State containing a county of not more than 40,475 nor less than 40,450 population according to the Federal census of 1910 or any subsequent Federal census.

SEC. 2. *Be it further enacted*, That the Attorneys-General in such circuits shall appoint suitable persons to said positions, who shall serve at the will of said Attorney-General, and who shall be learned in the law, and not less than twenty-five years of age.

SEC. 3. *Be it further enacted*, That said Assistant Attorneys-General shall perform such of the duties of the office of Attorney-General and shall attend upon such of the Criminal Courts in said judicial or criminal circuits as he shall be assigned and directed to by the Attorneys-General.

SEC. 4. *Be it further enacted*, That said Assistant Attorneys-General shall have and receive a salary of one hundred and fifty dollars (\$150) per annum, payable quarterly out of the treasury of the State upon warrant, the warrant of the Comptroller.

SEC. 5. *Be it further enacted*, That this Act take

effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 42.

SENATE BILL No. 114.

(By Mr. Crawford.)

AN ACT to prevent the use or sale in the State of Tennessee of any weight, measure, weighing device or measuring device not sealed as required by law; to provide punishment for violation of this Act, and to declare same a misdemeanor.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That any person who, by himself or by his servant or agent, or as the servant or agent of another, shall offer or expose for sale, sell or retain in his possession, a false weight or measure or weighing or measuring device, or any weight, measure, weighing device, or measuring device which has not been sealed by a State, county, or city Sealer of Weights and Measures within one year, or use same in the buying or selling of any commodity or thing or for hire or reward, or shall dispose of any condemned weight, measure, weighing device, or measuring device contrary to law, or remove any tag placed thereon by any Sealer of Weights and Measures; or shall, by himself or by

his servant or agent, or as the servant or agent of another, offer or expose for sale, or have in his possession for the purpose of selling, any device or instrument to be used to or calculated to falsify any weight or measure, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than \$10 nor more than \$50 for the first offense, and for subsequent offenses by a fine of not less than \$50 nor more than \$100, or by imprisonment in the county jail for not more than ninety days, or by both such fines and imprisonment.

SEC. 2. *Be it further enacted*, That all laws or parts of laws in conflict with this Act are hereby repealed, and this Act shall take effect from and after January 1, 1914, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 43.

SENATE BILL No. 121.

(By Mr. Walsh.)

AN ACT to provide for the creation of road improvement districts in the State of Tennessee, and to authorize the creation and establishment of road improvement districts; and providing for the management and government and control of road improvement districts authorized by the provisions of this Act; and to authorize road improvement districts organized under the provision of this Act to issue and sell interest-bearing coupon bonds of any road improvement district organized under the provisions of this Act; and providing for the payment of bonds issued by road improvement districts organized under the provisions of this Act; and providing for taxing the property embraced within the boundaries of any road improvement district to maintain the roads and levees and bridges and culverts constructed in any road improvement district created or organized under the provisions of this Act; and also for paying the principal and interest on any bonds issued and sold under the provisions of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That road improvement districts may be organized in the State of Tennessee for the purpose of constructing new roads, bridges, and culverts, and maintaining public roads already established, and to have full control of all public roads within the territory embraced within such road improvement districts; and such road improvement districts organized under the provisions of this Act may issue and sell interest-bearing coupon bonds under the provisions of this Act for the purpose of grading, graveling, and improving public roads within the road improvement district, and building bridges, levees, and culverts on said roads.

SEC. 2. *Be it further enacted,* That road improvement districts may be created in this State upon the application of twenty-five per cent of the freeholders residing within the territory to be embraced within any proposed road improvement district.

The application for the creation and organization of a road improvement district shall be addressed to the Secretary of State on blank forms to be pro-

Application to
Secretary of
State.

Twenty-five
per cent of
freeholders.

Recorded by
County
Register.

vided by the Secretary of State; and said application shall set forth the territory to be embraced within any said road improvement district, not, however, to exceed fifteen miles in length by fifteen miles in width, and the boundaries of said road improvement district to be set out in said application, and said application to be signed by at least twenty-five per cent of the freeholders residing within the territory embraced in the description of said district as set forth in said application; that any said improvement district may extend into one or more counties; that a certificate signed by at least three freeholders residing within the territory embraced within said district shall certify to the Secretary of State that as many as twenty-five per cent of the freeholders residing within said proposed road improvement district have signed said application, which said certificate shall be attached to the said application. The Secretary of State shall file all applications for the organization of road improvement district in his office, and shall register each application, with the attached certificate, and the signatures of those signing the application in a book to be kept in his office for that purpose, each said road improvement district to be numbered by the Secretary of State in the order filed.

SEC. 3. *Be it further enacted,* That the Secretary of State, upon the receipt of an application for the creation of a road improvement district as provided in Section 2 of this Act, after registering said application in his office as provided in Section 2 of this Act, shall send a copy of said application to the County Register of the county in which said proposed road improvement district is located, to be by said Register recorded in a book to be kept for that purpose; and in the event said road improvement district should embrace territory lying in more than one county, then the Secretary of State shall send a copy of the application to the County Register of each county in which any part of said proposed road improvement district may extend, to be registered in each said county. The application for the creation of a road improvement district shall be accompanied by a remittance of ten dollars to cover the

cost of registering said application, signature and certificate attached thereto, in the office of Secretary of State, and the further sum of five dollars for registering the said application, signatures and certificate thereto, in each county in which any part of said proposed road improvement district may extend; and it shall be the duty of Secretary of State to forward the five dollars so paid into him to the Register of the county or counties in which said road improvement district application is to be recorded, and it shall be the duty of such County Register to record the said application as hereinbefore directed for said fee of five dollars, the Secretary of State to indorse on said application the number of said road improvement district, said indorsement to be registered as a part of said application.

Fees with
application.

SEC. 4. *Be it further enacted*, That when said application for the creation of any road improvement district shall have been duly registered in the county or counties where the said territory embraced within said proposed improvement district lies, it shall be the duty of the County Election Commissioners of the county in which said improvement district is created, or, if in more than one county, then the County Election Commissioners of the county where the greatest portion of said territory embraced in the said proposed improvement district lies, to order an election to be held under the election laws of the State at the several voting precincts embraced within the territory of said proposed said road improvement district for the purpose of electing three Road Improvement District Commissioners for said road improvement district, said election to be held on the petition of three or more freeholders residing within said proposed road improvement district made to the Chairman of said County Board of Election Commissioners; said County Board of Election Commissioners to appoint the officers, judges, and clerks of said election in the same way and manner as now provided by law, and the election returns from the precincts to be delivered to the Chairman of said County Board of Election Commissioners, and the returns canvassed and the result declared by the County Board of Election Commissioners

Commissioners
—election of.

within ten days after said election; and it shall be the duty of the Chairman and Secretary of said County Board of Election Commissioners to certify to the County Court Clerk of the county in which said road improvement district is located, and, if in more than one county, then to the County Court Clerk of each county, the result of said election, and said certificates to be entered on the record of the County Court Clerk of said county or counties.

Term of
office.

SEC. 5. *Be it further enacted*, That the three Road Improvement District Commissioners elected in said election shall hold office until the next regular August election; that no person shall be eligible to election as such Commissioner unless he be a man of not less than thirty years of age and a freeholder in said district, and shall be a resident of said road improvement district; that at the next regular August election there shall be three Road Improvement District Commissioners elected for a term of four years, and a new Board to be elected every four years thereafter, the said election of said Road Improvement District Commissioners to be held in the same way and manner as provided for the election of the first Board of Commissioners as set out in Section 4 of this Act, and the result of said election to be certified to the County Court Clerk as provided in Section 4 of this Act for the first said Board.

Contracts.

SEC. 6. *Be it further enacted*, That the duties of the said Board of Road Improvement District Commissioners shall be to have full charge and control of all the public roads, levees, culverts, and bridges within their road improvement district; to let out all contracts for road, levee, bridge, or culvert work; and to issue interest-bearing coupon bonds when authorized as hereinafter provided, and to sell the same as hereinafter provided, the proceeds of which to be used exclusively for road improvement purposes within said district.

Road tax.

SEC. 7. *Be it further enacted*, That the said Board of Road Improvement District Commissioners shall annually fix the tax rate for road purposes in their road improvement district, and for the purpose of paying interest on any bonds issued for road purposes under the provisions of this Act, and shall cer-

tify to the Trustee of each county wherein any part of said road improvement district lies the tax rate so fixed by said Commissioners for said road purposes, said certificate to be made not later than October 1 of each year, said tax rate to be in lieu of all other taxes on property in said district for road purposes. It shall be the duty of the Trustee of each county in which any part of said road improvement district lies to collect the taxes for said road improvement purposes, and to keep such funds as a separate fund for the respective road improvement districts from which the same was collected. In the event that said road improvement district should lie within more than one county, the County Trustee of each of the counties in which any part of the said road improvement district lies will pay over all taxes collected for road purposes on lands situated within said road improvement district within their respective counties to the County Trustee of the county in which the greatest amount of the territory embraced within said road improvement district lies; and said County Trustee shall keep said funds so paid over to him as a separate fund for the said road improvement district, and to be expended for road improvement purposes within said district.

Separate fund.

SEC. 8. *Be it further enacted*, That the said Road Improvement District Commissioners, on the first Monday after their election, shall organize said Board by making one of their number Chairman and one of their number Secretary to said Board; and the County Trustee authorized under the provisions of this Act to collect said road taxes from said road improvement district shall pay out the same on the warrant issued by the Chairman and Secretary of said Board of Road Improvement District Commissioners. The said Road Improvement District Commissioners shall provide itself with voucher blanks, having attached thereto a voucher stub, on which stub shall be kept a correct memoranda of the warrant, said stubs and said warrants to be numbered, and the number of each stub to correspond with the number on the warrant. It shall be the duty of the Secretary of said Board of Road Improvement District Commissioners to keep in a well-bound book

Organization
of Board—
officers of.

a correct record of all contracts, orders, proceedings, and transactions of said Board of Road Improvement District Commissioners, and also a record of the warrants drawn on the funds belonging to said road improvement district, and that said record book shall be open to the inspection of any person interested in examining the same.

Commissioners
—authority
of.

SEC. 9. *Be it further enacted*, That said Board of Road Improvement District Commissioners shall have the power, and it shall be their duty, to have all road work, levee work, bridge work, and culvert work done, either by the contract system or by having the road hands residing within said districts and subject to road duty, as now provided by law, warned in to work the roads within said district, and in which event to appoint some person as road overseer, who shall be under the direction of said Road Improvement District Commissioners for said district. However, road hands shall not be required to work more than eight days in any one year on the roads in said road district, or, if they so elect, may commute in a sum not to exceed seventy-five cents per day for each day they had been warned in to work, to be fixed by the Road Improvement District Commissioners; said commutation money to be collected by the road overseer and by him paid over to Secretary of the Board of Road Improvement District Commissioners, who shall make a quarterly report to the Board of Road Improvement District Commissioners, and pay said funds into the hands of the Trustee of said county, to be a part of the funds belonging to said road improvement district, and to be subject to the payment of the warrants of said district as other funds belonging to said district. The said Board of Road Improvement District Commissioners may divide the road improvement district into sections, and may apportion the road hands subject to road duty in said district to the sections of road or roads within said improvement district, and may appoint a road overseer for each section of roads within said district. In the event any person subject to road duty should fail or refuse to work the roads or to commute therefor as herein provided, such person shall be deemed

Districts,

guilty of a misdemeanor, and, upon conviction, be punished by fine of not exceeding \$10 for each offense, and, in addition thereto, shall forfeit and pay to the said road improvement district the sum of \$10, the same to be recovered before any Justice of the Peace of the county in which said defendant resides; all prosecutions for a violation of this provision of this Act to be in the county of the residence of such defendant at the time of the commission of said offense where said road improvement district embraces territory in more than one county, otherwise the prosecution provided for in this section of this Act to be in the county where said road improvement district lies. All actions for the recovery of the forfeiture as herein provided shall be in the name of the road improvement district entitled to said recovery, without cost bond being required; but in the event the judgment should be in favor of the defendant, then the cost to be adjudged against said road improvement district and paid by said Road Improvement District Commissioners out of any funds belonging to said district.

Failure to work
—penalty.

SEC. 10. *Be it further enacted*, That each Road Improvement District Commissioner shall be required to take an oath before the County Court Clerk of the county in which said district is located, or in the county where the greater portion of said district is located, that he will faithfully perform all the duties devolving upon him under the provisions of this Act, and by law, to the best of his skill and ability; that he will not be actuated by spite, fear, or hope of reward in the discharge of his duty; and that he will faithfully discharge the duties of his office without favor or partiality. He shall also enter into a bond in the sum of \$1,000, payable to the said road improvement district of which he is a Commissioner, conditioned for the faithful performance of his duties as such Commissioner; said bond to be filed with the County Court Clerk of the county in which said district is located, or in which the greater portion of the territory lies, if in more than one county; said bond to be approved by the County Judge or County Chairman of said county, with at least two solvent sureties thereon; said bond to be the

Commissioners
—oath and
bond.

general bond of said Commissioner. That no Commissioner elected under this Act nor any officer or employee under said Commissioner shall be interested, directly or indirectly, in any contract or job of work or material or profits thereof or service to be furnished or performed under or by reason of any of the provisions of this Act.

Bond issue
authorized.

SEC. 11. *Be it further enacted*, That any road improvement district created and organized under the provisions of this Act is authorized to issue and sell interest-bearing coupon bonds of said district in a sum not to exceed ten per cent of the assessed valuation of the real estate embraced within the boundaries of said district, proceeds of the sale of said bonds to be used in grading, graveling, and improving the public roads in said road improvement districts, and for building levees, bridges, and culverts on the public roads within said district; *provided, however*, that no bonds shall be issued and sold under the provisions of this section of this Act except as hereinafter provided in this section of this Act. Upon a petition, signed by not less than twenty per cent of the qualified electors residing within the territory embraced within the road improvement district, requesting that the bonds of any such district be issued and sold by the Board of Commissioners of said district, setting forth the amount of bonds to be issued, it shall be the duty of said Commissioners to proceed to issue and sell the interest-bearing coupon bonds of said district, not, however, to exceed ten per cent of the total assessed valuation of the real estate contained within the boundaries of said district; said bonds to be in denominations of five hundred dollars each, and to be numbered consecutively, and to mature thirty years from date of issuance, and to draw interest at a rate not exceeding five per cent per annum, interest payable annually, with interest coupons attached to each bond; but to contain an option provision, making the bonds redeemable after ten years from date of issuance, at the option of said road improvement district; said bonds not to be sold for less than par or face value; *provided*, that before any bonds are issued and sold under the provisions of this Act, the

said Board of Road Improvement District Commissioners shall publish, in one or more newspapers within the county or counties in which said road improvement district lies, that a petition, signed by at least twenty per cent of the qualified electors of said district, has been filed for the issuance and sale of said bonds, said advertisement to be published for four consecutive weeks; and if after twenty days from the date of the last publication of said advertisement, a counter petition, signed by at least twenty per cent of the qualified electors residing within said district, protesting against the issuance of said bonds, has not been filed with the said Board of Road Improvement District Commissioners, said Commissioners shall proceed to issue and sell said bonds as hereinbefore provided. In the event that said counter petition protesting against the issuance and sale of said bonds shall have been filed as hereinbefore provided, then, and in that event, the said Board of Road Improvement District Commissioners shall notify the County Board of Election Commissioners of the county in which said road improvement district is situated, or, if in more than one county, then the Board of Election Commissioners of the county in which the greater part of said road improvement district lies, to hold an election in said road improvement district to ascertain the will and wishes of the voters of said road improvement district on the question of the issuance of said bonds. Said election shall be held by and under the law governing elections in the several voting precincts within said road improvement district; said Board of Election Commissioners to advertise said election for not less than twenty days either by newspaper publication or printed handbills, and shall notify the registers of elections to open the registration books in the precincts where registration applies under the law, said election returns to be made to the County Board of Election Commissioners as now provided by law; and after the said returns have been canvassed by said Board of Election Commissioners, the result of said election shall be certified by the Chairman and Secretary of said Board of County Election Commissioners to the Chairman of the

Notice of
issue.

Protest.

Notice of
election.

Sale of bonds.

Board of Road Improvement District Commissioners; and if it appear from said certificate that a majority of the votes cast in said election were in favor of the issuance of said bonds, the Board of Road Improvement District Commissioners shall proceed to issue and sell said bonds as hereinbefore provided. The proceeds from the sale of any bonds under the provisions of this Act shall be turned over to the County Trustee of said county, and shall be subject to the warrants drawn thereon by said Board of Road Improvement District Commissioners as other funds belonging to said district, as hereinbefore provided in this Act.

Contracts—
how let.

SEC. 12. *Be it further enacted*, That the said Board of Road Improvement District Commissioners may have any of the roads within their district worked by the contract system; and in the event said Commissioners should adopt the contract system, they shall advertise in some newspaper published in the county or counties in which said road improvement district lies, for four consecutive weeks, for bids on the roads for said district or sections of said district, the last publication to be at least twenty days before the first day of May of each year; and in the event there should not be a newspaper in the county or counties in which said district is located or partly located, then said publication to be by printed handbills, distributed and posted numerously within said district; and said Commissioners to award the said road contracts to the lowest responsible bidder, and shall set forth in the contract the way and manner and time for the working of roads under said contract, and may provide that the contractor for any section of the road shall have the use of the labor of the road hands assigned by said Commissioners to any said section of road, or the commutation money paid by any road hands in lieu of work, as hereinbefore provided in this Act; and for a failure of any person liable for road duty to work said road after having been duly sworn by the contractor for said section by a written notice served upon him or left at his usual place of residence, or for a failure to commute at the rate of seventy-five cents per day, as hereinbefore provided, or such sum less than this

fixed by the Commissioners, such person so refusing shall be guilty of a misdemeanor and punished therefor as herein provided in this Act; *provided, further*, that the commutation money hereinbefore provided for may be recovered by such road contractor before any Justice of the Peace having jurisdiction of the person of the defendant, said action to be in the name of the contractor and to be prosecuted as other civil actions at law.

The said Board of Road Improvement District Commissioners may have levees, bridges, and culverts constructed in their said district, and are authorized to make such contracts as they may deem expedient for the repair of bridges and culverts in emergency; but all contracts for the building of bridges, culverts, and levees, except emergency contracts, shall be let to the lowest responsible bidder after advertising for at least ten days by written or printed notices. The said Commissioners shall take a bond from each contractor, in double the amount of the contract price, with two good and solvent sureties thereon, conditioned for the faithful performance of the contract according to the terms thereof, except in the case of contract for emergency repair work.

Bridges,
levees, etc.

The said Board of Road Improvement District Commissioners may employ a competent road engineer to superintend the grading and graveling of the roads within their district, whose duty it shall be to survey out the roads, establish the grade, and prepare plans and specifications for grading, graveling, and improving the roads, and to superintend the construction of the same by contractors. In the event said Board of Road Improvement District Commissioners should let out the working of the roads and the building of levees, bridges, and culverts to a contractor or contractors, it shall be the duty of said road engineer employed by said Board to inspect the roads, levees, bridges, and culverts built by or worked by the contractor, and to report to the said Board of Road Improvement District Commissioners whether or not said roads have been built in accordance with the provision of the contract. However, this provision of this Act is not to be construed

Engineer.

as requiring the Board of Road Improvement District Commissioners to employ a road engineer; but it shall be discretionary with said Board as to the matter of employing a road engineer as herein provided, and said Board shall have a right to employ an attorney, either by the year or for specific matters as they arise, and may pay such attorney when employed out of the funds above provided for.

SEC. 13. *Be it further enacted*, That new roads may be opened or old roads changed by the said Board of Road Improvement District Commissioners in all cases where said Board may deem it to the best interest of said board improvement district, and in such places as they may deem most expedient.

New road—
location of.

Jury of view.

If a new road is to be opened within said district, it shall be the duty of said Board of Road Improvement District Commissioners to notify all persons on whose land said new road is to be located at least twenty days before the opening of said road; and on the date fixed by said Commissioners they shall appoint a jury, composed of seven freeholders residing within said district, to fix the amount of damages to be paid to any person on or across whose lands said proposed road may run, and shall make a written report of their findings to the Chairman of said Board of Road Improvement District Commissioners, and the right of appeal from the findings of the said jury shall be given to any person desiring to appeal from the findings of said jury, said appeal to be made to the Circuit Court of the county in which said land so taken for road purposes lies, and said appeal to be prosecuted as other suits at law in the Circuit Court. The same right of appeal is also given to the Board of Road Improvement District Commissioners from the findings of said jury of view. For all lands taken for road purposes as herein provided the said Board of Road Improvement District Commissioners shall pay to the owner or owners the amount of damages as fixed by said jury, or, in the event of an appeal as may be finally adjudged, the same to be paid out of the funds belonging to said road improvement district. The notice herein provided to be served on the owners of the land across or on which any new road may be opened as herein-

before provided shall be served upon the owner or owners in person; but in the event any such owner is a nonresident of the county in which said land is located and cannot be found, then the service of said notice may be had on the agent of any said owner; and if no agent, then to be served upon the tenant on said property or any other person in possession; and if the owner be a minor or a married woman, said notice to be served on the guardian of said minor or the husband of said married woman; and if there be a minor without guardian, then upon the parent or parents of said minor or other person having the custody of said minor.

Notice to
land owners.

SEC. 14. *Be it further enacted*, That the proceeds from the sale of any bonds sold under the provisions of this Act shall be used for the purpose of grading, graveling, and improving the public roads, levees, bridges, and culverts within said road improvement district; and the said Road Improvement District Commissioners, in fixing the rate of taxes on real estate situated in said district, may take into consideration the creation of a sinking fund with which to pay the bonds of said district, or to redeem the same according to the redemption option to be provided in the fact of said bond as hereinbefore set out; and said Board of Commissioners may provide what part of said tax shall be set apart as a sinking fund for said purpose. The said sinking fund of said district shall be loaned out by said Board of Commissioners to any responsible bank in the State annually until it becomes necessary to use the same in paying off any said bonds as herein provided; but in loaning said fund to any said bank, it shall be the duty of the said Board to take a good and solvent bond from any such bank that may borrow any of said fund, said bond to be approved by said Commissioners.

Sinking fund.

SEC. 15. *Be it further enacted*, That the said Road Improvement District Commissioners shall receive as compensation for their services the sum of \$450 per annum each; and the Chairman of said Board shall receive, in addition thereto, the sum of \$100 per annum for his services as Chairman of said Board; and the Secretary of said Board shall re-

ceive, in addition thereto, the sum of \$150 per annum for his services as Secretary of said Board, the said compensation to be in full for all services rendered by said Board. It shall be unlawful for any member of said Board of Road Commissioners to take any road, levee, bridge, or culvert contract within their district during their term of office, or to be directly or indirectly interested in any contract for said district.

SEC. 16. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

SEC. 17. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 44.

SENATE BILL No. 162.

(By Mr. McAlister.)

AN ACT authorizing the Board of Trustees of the Central Hospital for the Insane to grant a right of way for construction and operation of an interurban railroad to R. T. Wilson and assigns on and over a portion of the lands of the Central Hospital for the Insane.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Board of Trustees of the Central Hospital for the Insane is hereby authorized and empowered to grant to R. T. Wilson and his assigns a right of way for the purpose of constructing and operating an interurban railroad, consisting of a strip not over fifty feet in width and located on the lands of said institution, as shall be determined by the Board of Trustees of the Central Hospital for the Insane.

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 45.

HOUSE BILL No. 3.

(By Messrs. Bejach and McCormick.)

AN ACT to appropriate money out of the State treasury for the purpose of defraying the expenses of the Extra Session of the Fifty-eighth General Assembly and miscellaneous and other expenses

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the appropriations hereinafter set out are hereby made for the purpose of defraying the expenses of the Extra Session of the Fifty-eighth General Assembly and miscellaneous and other expenses, which appropriations shall be paid out of the State treasury on the warrant of the Comptroller. The Comptroller is hereby expressly forbidden to draw his warrant on the treasury for any amount over the appropriation made for any particular purpose, and he is also forbidden to draw his warrant for any amount for any purpose for which an appropriation has not been made either in this Act or by law. The Treasurer is hereby forbidden to pay any warrant of the Comptroller unless money has been appropriated by this Act or by law for that purpose, and he shall not permit any more money to be drawn from the treasury than has been appropriated for any particular purpose.

SEC. 2. *Be it further enacted*, That the Comptroller is hereby directed to draw his warrant on the State Treasurer in favor of each member of the Senate and House of Representatives and each officer and employee of the General Assembly for per diem and mileage as hereinafter set out, as follows:

MEMBERS OF STATE SENATE, 1913.

NAMES.	No. of Miles.	Milage.	No. of Days.	Per Diem.	TOTAL.
Bass, E. D.	302	\$ 48 38	20	\$80 00	\$128 38
Baxter, N., Jr. ....	.....	.....	20	80 00	80 00
Brett, James, Jr.	464	74 24	20	80 00	154 24
Butler, E. E.	810	129 60	20	80 00	209 60
Cecil, Beaty	422	67 52	20	80 00	147 52
Church, J. W. C.	112	17 92	20	80 00	97 92
Clement, J. A.	84	13 44	20	80 00	93 44
Crawford, J. C.	464	74 24	20	80 00	154 24
Draughon, J. M.	60	9 10	20	80 00	89 10
Elkins, R. A.	264	42 24	20	80 00	122 24
Fisher, Hubert F.	464	74 24	20	80 00	154 24
Fitzpatrick, A. J.	84	13 44	20	80 00	93 44
Fulton, Robert	188	30 08	20	80 00	110 08
Hare, John L.	134	42 88	20	80 00	122 88
Horne, W. D.	464	74 24	20	80 00	154 24
Lambert, J. W.	150	24 00	20	80 00	104 00
Maxwell, W. H.	373	59 68	20	80 00	139 68
McAlister, Hill ....	.....	.....	20	80 00	80 00
McKinney, J. W.	370	43 20	20	80 00	123 20
Morrell, N. B.	432	69 12	20	80 00	149 12
Pardue, J. M.	516	82 56	20	80 00	162 56
Pope, L. S.	360	57 60	20	80 00	137 60
Smith, E. C.	108	17 28	20	80 00	97 28
Stewart, H. T.	102	16 32	20	80 00	96 32
Thomas, D. B.	174	27 84	20	80 00	107 84
Underwood, J. H.	382	62 72	20	80 00	142 72
Walker, J. V.	214	34 24	20	80 00	114 24
Walsh, T. J.	296	47 36	20	80 00	127 36
Welch, G. N.	216	34 56	20	80 00	114 56
Williams, Sam H.	375	60 00	20	80 00	140 00
Worley, J. Parks	672	107 60	20	80 00	187 60
White, Newton H.	150	24 00	20	80 00	204 00

SENATE, EXTRA SESSION.

Fulton, J. M., Chief Clerk .....	.....	.....	20	\$ 6 00	\$120 00
Phillips, T. M., Assistant Clerk .....	.....	.....	20	6 00	120 00
Tansil, Tom, Assistant Journal Clerk .....	.....	.....	20	8 00	160 00
Luther, E. O., Journal Clerk .....	.....	.....	20	8 00	160 00
Blue, W. H. Assistant Journal Clerk .....	.....	.....	20	8 00	160 00
Clement, Robert, Page .....	.....	.....	20	4 00	80 00
Clement, Robert, Page .....	.....	\$ 13 44	.....	.....	13 44
McConnell, Frank, Page .....	.....	.....	20	4 00	80 00
Crosby, Turner, Porter .....	.....	.....	20	3 50	70 00
Buford, Mack, Porter .....	.....	.....	20	3 50	70 00
King, Nelson, Porter .....	.....	.....	20	3 50	70 00
Due, W. E., Doorkeeper .....	.....	.....	20	4 00	80 00

NAMES.	No. of Miles.	Milage.	No. of Days.	Per Diem.	TOTAL.
Robinson, J. W., Sergeant-at-Arms			20	\$ 4 00	\$ 80 00
Robinson, J. W., Sergeant-at-Arms		\$ 49 92			49 92
Cave, Rev. R. Lin, Chaplain.....			20	4 00	80 00
Maxwell, W. H., Enrolled Bills..			20	6 00	120 00

SENATE ENGROSSING CLERKS, EXTRA SESSION.

Marshall, Miss Adine			20	\$ 6 00	\$120 00
Rogers, Miss Lucile			20	6 00	120 00
Hord, Miss Elizabeth			20	6 00	120 00
Doyle, Miss May			20	6 00	120 00
Mullins, Miss Mattie Lou			17	6 00	102 00
Smith, Miss Minnie			17	6 00	102 00
Lightfoot, Miss Susie			17	6 00	102 00
Mullins, Miss Jennie May			17	6 00	102 00
Fort, Miss Lucile			17	6 00	102 00
Casteel, Miss Blanche			15	6 00	90 00
Suttle, Miss Mary			13	6 00	78 00
Turpin, Mrs. C. W.			12	6 00	72 00
Haney, Mrs. Lola			10	6 00	60 00
Hord, Miss Willie			11	6 00	66 00
Shelton, Mrs. W. B.			12	6 00	72 00
Mullins, Miss Jestine			12	6 00	72 00
Goodloe, Miss Mary			13	6 00	78 00
Hughes, Miss Ethel			9	6 00	54 00

SENATE, REGULAR SESSION.

NAMES.	No. of Miles.	Milage.	No. of Days.	Per Diem.	TOTAL.
Fulton, J. M., Chief Clerk.....			127	\$ 6 00	\$ 762 00
Phillips, T. M., Assistant Clerk.....			127	6 00	762 00
Tansil, Tom, Assistant Clerk..			127	8 00	1,016 00
Blue, W. H., Assistant Journal Clerk			15	8 00	120 00
Wyatt, C. T., Journal Clerk....			9	8 00	72 00
Clement, Robert, Page			39	4 00	156 00
McConnell, Frank, Page			39	4 00	156 00
Crosby, Turner, Porter			127	3 50	444 50
Buford, Mack, Porter			9	3 50	31 50
King, Nelson, Porter			9	3 50	31 50
Due, N. E., Doorkeeper			30	4 00	120 00
Robinson, J. N., Sergeant-at-Arms			17	4 00	68 00

SENATE ENGROSSING CLERKS, REGULAR SESSION.

NAMES.	No. of Miles.	Milage.	No. of Days.	Per Diem.	TOTAL.
Marshall, Miss Adine	21		\$ 6 00	\$126 00	
Rogers, Miss Lucile	12		6 00	72 00	
Hord, Miss Elizabeth	9		6 00	54 00	
Doyle, Miss May	11		6 00	66 00	
Casteel, Miss Blanche	3		6 00	18 00	
Lightfoot, Miss Susie	6		6 00	36 00	
Lackey, Mrs. T. L.	6		6 00	36 00	
Mullins, Miss Jennie May	12		6 00	72 00	
Dykes, Mrs. J. M.	3		6 00	18 00	
Burrows, Mrs. John	10		6 00	60 00	
Whitson, Miss Kate	5		6 00	30 00	
Cave, Miss Pauline	3		6 00	18 00	
Ring, Miss Pearl	3		6 00	18 00	
Dunmire, Miss Florence	3		6 00	18 00	
Shute, Miss Leila	5		6 00	30 00	
Marshall, Miss Alma	4		6 00	24 00	
Baskette, Mrs. Elizabeth	9		6 00	54 00	
Fort, Miss Lucile	1		6 00	6 00	
Litchford, Miss Mabel	3		6 00	18 00	

MEMBERS HOUSE OF REPRESENTATIVES.

Abernathy, W. K.	413	\$ 66 15	20	\$80 00	\$146 15
Acree, L. G.	250	40 00	20	80 00	120 00
Albright, A. D.	432	69 12	20	80 00	149 12
Argo, A. J.	254	40 64	20	80 00	120 64
Ausmus, William	582	93 12	20	80 00	173 12
Babb, W. J.	266	42 56	20	80 00	122 56
Barnett, Sidney			20	80 00	80 00
Bejach, Louis	464	74 24	20	80 00	154 24
Royer, C. F.	602	96 32	20	80 00	176 32
Bryant, F. E.	344	55 04	20	80 00	135 04
Bullard, J. W.	420	67 20	20	80 00	147 20
Byrom, I. P.	170	27 20	20	80 00	107 20
Campbell, D. J.	360	57 60	20	80 00	137 60
Cardwell, B. C.	144	23 04	20	80 00	103 04
Chamlee, W. F.	302	48 32	20	80 00	128 32
Childs, H. T.	244	38 94	20	80 00	118 94
Cochran, J. L.	308	49 28	20	80 00	129 28
Collier, E. G.	146	23 36	20	80 00	103 36
Collier, H. S.	52	8 32	20	80 00	88 32
Cox, John I.	683	109 36	20	80 00	189 36
Creswell, E. E.	600	96 00	20	80 00	176 00
Dannell, J. T.	330	52 80	20	80 00	132 80
Davis, C. J.	180	28 80	20	80 00	108 80
Denton, C. C.	112	17 92	20	80 00	97 92
Dorsey, A. I.	420	67 20	20	80 00	147 20
Drane, John M.	359	57 44	20	80 00	137 44
Duncan, D. W.	366	58 56	20	80 00	138 56
Dunn, N. B.	442	70 72	20	80 00	150 72

NAMES.	No. of Miles.	Milage.	No. of Days.	Per Diem.	Total.
Emert, G. W.	482	\$ 80 00	20	\$80 00	\$160 00
Emmons, A. E.	324	51 84	20	80 00	131 84
Fisher, Henry	324	57 84	20	80 00	131 84
Fleeman, W. P.	160	25 60	20	80 00	105 60
Fox, F. P.	200	32 00	20	80 00	112 00
Fuller, John T.	818	130 88	20	80 00	210 88
Gallagher, Robert	136	21 76	20	80 00	101 76
Gilbert, C. C. ....	.....	.....	20	80 00	80 00
Green, Sam A.	230	36 80	20	80 00	116 80
Harpole, J. A.	162	25 92	20	80 00	105 92
Henderson, J. L.	456	72 96	20	80 00	162 96
Hill, A. E. ....	.....	.....	20	80 00	80 00
Hughes, T. B.	706	112 96	20	80 00	192 96
Hunt, W. E.	558	89 28	20	80 00	169 28
Johnson, A. S.	312	49 92	20	80 00	129 92
Johnson, W. A.	464	74 24	20	80 00	154 24
Kirkpatrick, James	500	80 00	20	80 00	186 24
Koffman, J. H.	664	106 64	20	80 00	186 64
Larsen, C. A.	330	52 80	20	80 00	154 24
LeFever, William	104	16 64	20	80 00	96 64
Link, M. E.	25	4 00	20	80 00	84 00
Long, W. H.	116	18 56	20	80 00	98 56
Love, I. R.	796	127 36	20	80 00	217 36
Malone, Lit. ....	.....	.....	20	80 00	80 00
Matthews, W. J.	216	34 56	20	80 00	114 56
McCormick, G. N.	464	74 24	20	80 00	154 24
Mays, A. P. ....	.....	.....	20	80 00	80 00
McDade, G. R.	332	53 12	20	80 00	133 12
McFarland, Lon P.	50	8 00	20	80 00	88 00
McWhorter, W. R.	264	42 24	20	80 00	122 24
Miller, W. R.	420	67 20	20	80 00	147 20
Mitchell, S. H.	551	88 20	20	80 00	168 20
Moore, I. B.	246	39 36	20	80 00	119 36
Morris, G. L.	84	13 44	20	80 00	93 44
Mullins, H. J.	50	8 00	20	80 00	88 00
Murphy, John ....	.....	.....	20	80 00	80 00
Myers, T. S.	302	48 32	20	80 00	128 32
Neely, C. L.	464	74 24	20	80 00	154 24
Nichols, N. N.	182	29 12	20	80 00	109 12
O'Brien, John	302	48 32	20	80 00	128 32
Park, J. F.	362	57 92	20	80 00	137 92
Parkes, J. E.	390	62 40	20	80 00	142 40
Pierce, Will	664	106 24	20	80 00	186 24
Quenichet, H. E.	504	80 64	20	80 00	160 64
Raulston, S. H.	290	46 40	20	80 00	126 40
Rickman, M. D.	100	16 00	20	80 00	96 00
Riggins, W. W.	108	17 28	20	80 00	97 28
Roberts, P. O.	254	40 64	20	80 00	120 64
Robinson, N. R.	140	22 40	20	80 00	102 40
Royston, C. A.	750	120 00	20	80 00	200 00
Scott, Lon A.	437	69 92	20	80 00	149 92
Schmittou, T. R.	136	21 76	20	80 00	101 76
Shaw, C. C.	375	60 00	20	80 00	140 00

NAMES.	No. of Miles.	Milage.	No. of Days.	Per Diem.	TOTAL.
Smith, J. P.	436	\$ 69 76	20	\$80 00	\$149 76
Stanton, W. M.	464	74 24	20	80 00	254 24
Stephenson, J. B.	150	24 00	20	80 00	104 24
Stone, R. J.	80	12 80	20	80 00	92 80
Stone, A. A.	188	30 08	20	80 00	110 08
Spears, G. M.	182	29 12	20	80 00	109 12
Taylor, F. E.	608	97 28	20	80 00	177 28
Taylor, M. H.	312	49 92	20	80 00	129 92
Testerman, W. T.	613	98 08	20	80 00	178 08
Thompson, J. R.	386	61 76	20	80 00	141 76
Todd, A. L.	65	10 24	20	80 00	90 24
Walker, Paris	566	90 56	20	80 00	170 56
Weldon, W. E.	234	37 44	20	80 00	117 44
West, Frank L.	432	69 12	20	80 00	149 12
Williamson, Harry	270	43 20	20	80 00	123 20
Wilson, T. E.	302	48 32	20	80 00	128 32
Winchester, C. Lee	464	74 24	20	80 00	154 24

W. M. Stanton (an item omitted by error from House
 Bill No. 2)\$500 00
 Mr. Cate, Sergeant-at-Arms (extra services)..... 20 00

HOUSE EXPENSES.

NAMES.	No. of Days.	Per Diem.	Milage.	TOTAL
Charles Cason, Chief Clerk.....	20	\$6 00	.....	\$ 120 00
J. D. Green, Assistant Clerk.....	20	6 00	.....	120 00
J. M. Hawes, Journal Clerk.....	20	8 00	.....	160 00
O. G. Nelson, Assistant Journal Clerk.	12	8 00	.....	96 00
Frank Wade, Assistant Journal Clerk.	8	8 00	.....	64 00
Joe McFerrin, House Porter.....	35	.....	.....	122 50

ENGROSSING CLERKS.

Mrs. Roberta Harding	20	\$6 00	.....	\$ 120 00
Miss Henrietta Hill	20	6 00	.....	120 00
Miss Bessie Stanford	20	6 00	.....	120 00
Miss Gertrude Hill	20	6 00	.....	120 00
Miss Margaret Davidson	20	6 00	.....	120 00
Miss Bessie Holladay	20	6 00	.....	120 00
Mrs. Nettie Howlett	20	6 00	.....	120 00
Miss Bessie Binford	20	6 00	.....	120 00
Mrs. Myrtle Lindsey	20	6 00	.....	120 00
Mrs. Dykes	20	6 00	.....	120 00
Mrs. Elizabeth Baskette	20	6 00	.....	120 00

NAMES.	No. of Days.	Per Diem.	Milage.	TOTAL.
Miss Hattie Dismukes	16	\$6 00	.....	\$ 96 00
Miss Elizabeth Harlan	16	6 00	.....	96 00
Miss Turner	20	6 00	.....	120 00
Mrs. Jameson	16	6 00	.....	96 00
Miss Susie Belle Moore.....	12	6 00	.....	72 00

DOORKEEPERS.

Tom Larkin	20	\$4 00	.....	\$ 80 00
J. R. McLain	20	4 00	.....	80 00

PAGES.

Carl Cooper	20	\$4 00	.....	\$ 80 00
Robert Malone	20	4 00	.....	80 00
Harry Wilson	20	4 00	.....	80 00
Ernest Davis	20	4 00	.....	80 00
Shirley Stephenson	20	4 00	.....	80 00
Henry Cardwell	20	4 00	.....	80 00
Carroll Creswell	2	4 00	.....	8 00
A. I. Foster, Chaplain	20	\$4 00	.....	\$ 80 00
A. I. Dorsey, Enrolled Bills.....	20	6 00	.....	120 00

PORTERS.

Bob Bradley	20	\$3 50	.....	\$ 70 00
Dock Bracken	20	3 50	.....	70 00
Finis Brown	20	3 50	.....	70 00
Hugh Fain	20	3 50	.....	70 00
Joe McFerrin	20	3 50	.....	70 00
Will Fite	20	3 50	.....	70 00
Frank Givens	20	3 50	.....	70 00

SERGEANT-AT-ARMS.

W. T. Cate	20	\$4 00	.....	\$ 80 00
W. T. Cate .....	...	.....	\$75 00	75 00
Tom Russell	20	4 00	.....	80 00
Marcellus Hatcher	20	4 00	.....	80 00
Marcellus Hatcher .....	...	.....	3 71	3 71

REGULAR SESSION.

Charles Cason, Chief Clerk.....	127	\$6 00	.....	\$ 762 00
J. D. Green, Assistant Clerk.....	127	6 00	.....	762 00
J. M. Hawes, Journal Clerk.....	127	8 00	.....	1,016 00

NAMES.	No. of Days.	Per Diem.	Milage.	Total.
W. P. Murray, Assistant Journal Clerk	10	\$8 00	.....	\$ 80 00
Bob Bradley, Porter	127	3 50	.....	444 50
Hugh Fain, Porter	127	3 50	.....	444 50
Miss Kate Godfrey, official work .....	...	.....	.....	15 00
Miss Virginia P. Moore, for debt incurred .....	...	.....	.....	450 00
T. M. Larkin, Doorkeeper	30	.....	.....	120 00
A. I. Foster, Chaplain	127	4 00	.....	508 00
Marcellus Hatcher, Assistant Sergeant-at-Arms	14	.....	.....	56 00
D. B. Reid, Assistant Sergeant-at-Arms	25	4 00	.....	100 00

HOUSE ENGROSSING CLERKS, REGULAR SESSION.

Mrs. Roberta Harding	21	\$6 00	.....	\$ 126 00
Miss Henrietta Hill	15	6 00	.....	90 00
Miss Bessie Stanford	15	6 00	.....	90 00
Miss Minnie Smith	13	6 00	.....	78 00
Miss M. Davidson	15	6 00	.....	90 00
Mrs. Nettie Howlett	13	6 00	.....	78 00
Miss Gertrude Hill	13	6 00	.....	78 00
Miss B. Holladay	9	6 00	.....	54 00
Mrs. Dykes	5	6 00	.....	30 00
Mrs. Myrtle Lindsey	5	6 00	.....	30 00
Mrs. Nancy Ryson	4	6 00	.....	24 00
Miss Mabel Miller	2	6 00	.....	12 00
Mrs. Sadie Wilson	9	6 00	.....	54 00
Mrs. Sophia Gray	18	6 00	.....	108 00
Mrs. Nancy Ryson	8	6 00	.....	48 00

J. A. Robinson, Assistant Sergeant-at-Arms	\$12 00
Miss L. M. Wilson, stenographic work	15 00
Marcellus Hatcher, six days as Sergeant-at-Arms	24 00

MISCELLANEOUS.

To monument to Nathan Bedford Forrest, to be located at his birthplace, Chapel Hill, Marshall County, Tenn..	\$ 500 00
(The warrant for this amount to be issued by the Comptroller when half of said amount has been raised by a local committee.)	
Remy-Nance Printing Company, legislative supplies	293 85
McQuiddy Printing Company, legislative supplies	919 60
McQuiddy Printing Company (Secretary of State)	368 30
Castner-Knott Dry Goods Company (office Secretary of State, bought by Miss Dawson)	9 31
Foster & Parkes Company	49 00
Miss Ada Palmer, stenographic work for Senate	5 00
Miss Margaret Gerratty, stenographic work for Senate ..	2 50
Dr. William Litterer, services rendered in office State Board of Health for bacteriological work	595 25
Marshall & Bruce Company (Senate)	944 04

Miss Kate Godfrey, stenographic work for Senate.....	\$ 20 00
Miss Kate Godfrey, stenographic work for Finance, Ways, and Means Committee, drawing appropriation bills, etc.	30 00
G. B. Taylor, Porter, two days.....	7 00
Joe McFerrin, Porter, three days.....	9 50
George Martin, Porter, three days.....	9 50
Williams Printing Company (Treasurer's office).....	104 30
Office expenses (Treasurer's office), stamps, etc.....	40 00
For repairs Governor's Mansion, \$500 per annum.....	1,000 00
A. C. Grunen, transportation, etc.....	72 00

DEFICIENCY ITEMS.

For State Geological Survey.....	\$10,000 00
W. G. Smith, Assistant Sergeant-at-Arms, four days...	16 00
E. A. Laughter, Assistant Sergeant-at-Arms, four days.	16 00

MISCELLANEOUS.

Special House Committee to Investigate offices of In- surance Commissioner and State Fire Marshal (H. R. No. 4)	\$
Miss Nannie McNeill, Stenographer.....	70 00
Marcellus Hatcher, Sergeant-at-Arms	12 00
I. B. Moore, Joint Education Committee, expenses.....	19 75
W. K. Abernathy, joint committee to draft appropria- tion and revenue and assessment bills, four days, per diem and expenses	36 00
W. E. Due, mileage	17 92
T. M. Larkin, mileage	25 92
Finis Brown, Porter, eleven days	38 50
Frank Givens, Porter, eleven days	38 50
Willard T. Moore, Porter, seventeen days	59 50
Will Flite, Porter, two days	7 00
Marshall & Bruce Printing Company	653 30
Mitchell Holbrook, Porter (H. J. R.).....	87 50
Theo. Garrett, Porter, one day	3 50
Mitchell Holbrook, Porter, one day	3 50
Ambrose Printing Company	235 00

HALL PORTERS, EXTRA SESSION.

Joe Gillespie, twenty days, at \$3.50.....	\$ 70 00
Gass Crenshaw, twenty days, at \$3.50.....	70 00
Scipio Whitlow, twenty days, at \$3.50.....	70 00
Andrew Bright, twenty days, at \$3.50.....	70 00
Theo. Garrett, twenty days, at \$3.50.....	70 00

Bureau of Immigration, deficiency for clerical services under Commissioner of Agriculture, \$600 per annum	1,200 00
For filing system, etc., for Secretary of State in view of additional work caused by the Corporation Clerk..	500 00

SEC. 3. *Be it further enacted*, That the heads of all institutions of the State of all kinds and State officials and their subordinates are hereby prohibited from in any manner or for any purpose expending any amount in excess of the appropriation made

by law to their institutions and officers; and any person or officer so expending for any purpose any amount in excess of the appropriation made for his office or the institution with which he is connected shall be liable personally and upon his official bond for said amount to the State of Tennessee, and to the person also to whom the contract of expenditure may be made; and notice is hereby given to all persons that the State of Tennessee, through its General Assembly, will not make to any person who has made a contract of any sort with the head or other official of any department of any institution or any public office of this State after the appropriation to such institution or officers, and such person in such case shall look alone to the party individually for the fulfillment of any contract of any expenditure so entered into or made.

SEC. 4. *Be it further enacted*, That the Chief Clerk of the Senate be, and is, hereby directed to remain a sufficient time after the adjournment of the Senate to file properly the papers of the Senate with the Secretary of the State, to copy the Journal for the public printers, read the proof, superintend the printing of the same, and make an index to the printed Journal, and to make a final Calendar, for which the sum of one thousand dollars is hereby appropriated for such purpose, and the Comptroller is authorized to issue his warrant on the State treasury for such sum in favor of said Clerk; and that the Assistant Clerk shall remain and assist the Clerk in recopying the State Journal, and for such service he shall be allowed six hundred and sixty-six dollars, and the Comptroller is hereby authorized to issue his warrant on the treasury for said amount when the work is completed.

SEC. 5. *Be it further enacted*, That the Chief Clerk of the House of Representatives be, and is, hereby directed to remain a sufficient time after the adjournment of the General Assembly to file properly the papers of the House with the Secretary of State, to copy the Journal for the public printer, read the proof, superintend the printing of the same, and make an index to the printed Journal, and make a final Calendar, for which the sum of one thousand

dollars is hereby appropriated for such service, and the Comptroller is authorized to issue his warrant on the State treasury for such sum in favor of said Clerk; and that the Assistant Clerk shall remain and assist the Clerk in recopying the House Journal, and for such service he shall be allowed six hundred and sixty-six dollars, and the Comptroller is hereby authorized to issue his warrant on the treasury for said amount when the work is completed.

SEC. 6. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 26, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 46.

SENATE BILL No. 88.

(By Mr. Crawford.)

AN ACT to provide a system of standard weights and measures in the State of Tennessee, and to establish the offices of the State Superintendent of Weights and Measures and State Sealer of Weights and Measures, and to define their duties; to provide for the appointment of County and City Sealers, and to define their duties; to provide for the enforcement of this Act and making appropriations therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the weights and measures received from the United States, under a resolution of Congress approved June 14, 1836, and

additions thereto and renewals thereof, certified by the United States Bureau of Standards, and such other weights, measures, balances, and apparatus as are now the property of the State or may be hereafter added by the State Sealer of Weights and Measures, hereinafter provided for, which are in conformity therewith and certified by the National Bureau of Standards, shall be the State standards by which all State, county, and municipal standards of weights and measures shall be tried, proved, and sealed.

SEC. 2. *Be it further enacted*, That the State Pure Food and Drug Inspector shall be, and is, hereby made *ex officio* the State Superintendent of Weights and Measures, hereinafter referred to as the State Superintendent. He shall have and keep a general supervision of the weights, measures, weighing devices, and measuring devices offered for sale, sold, or used within the State; shall enforce all laws regarding them; and shall, in conjunction with the State Sealer of Weights and Measures hereinafter provided for, have the care and custody of all weights, measures, balances, and other apparatus mentioned in Section 1 of this Act. He and the duly appointed Assistant and Deputy Pure Food and Drug Inspectors under him are hereby made Assistant Sealers, and shall have the same power and authority as the County and City Sealers hereinafter provided for. The State Superintendent shall procure, at the expense of the State, the necessary working sets of weights, measures, balances, and apparatus for the use of said inspectors, and shall cause same to be tried and proved by the State Sealer.

Ex officio
State Super-
intendent.

Such weights, measures, balances, and other apparatus provided for such inspectors, when sealed by the State Sealer, shall be competent evidence in all the courts of the State in criminal or civil actions. The State Superintendent, or his deputies or assistants, by his direction, shall at least once in two years visit the various cities and counties of the State in order to inspect the work of the County and City Sealers hereinafter provided for; and in the performance of such duties he or they may inspect the weights, measures, balances, or any other weighing

Inspection—
time of.

or measuring apparatus of any person, firm, or corporation, and shall have the same power as said County and City Sealers of Weights and Measures. The State Superintendent shall likewise annually, during the first two weeks in January, make to the Governor a report of the work done by his office.

President of
the University of Ten-
nessee ex
officio.

SEC. 3. *Be it further enacted*, That the President of the University of Tennessee shall be, and the same is, hereby made ex officio State Sealer of Weights and Measures, hereinafter referred to as the State Sealer. He shall, in conjunction with the State Superintendent, have the care and custody of all standard weights, measures, balances, and other apparatus mentioned in Section 1 of this Act; shall cause them to be kept in a suitable building belonging to the University of Tennessee, from which they shall not be removed except for repairs or for certification; and shall take all other necessary precautions for their safe-keeping. He shall keep complete records of the standards, balances, and other apparatus belonging to the State, and take receipt for same from his successor.

Record kept.

Tests.

He shall maintain the State standards in good order, and shall, in conjunction with the State Superintendent, submit them, on passage of this Act, and thereafter at least once in ten years, to the National Bureau of Standards for certification. He shall keep a seal, which shall be so formed as to impress the letters "T. N." and the last two figures of the year in which comparison has been made upon all weights, measures, and balances sealed by him; and he, or his deputies, by his direction, shall correct the standards of the several cities and counties when submitted to him by comparing the same with those in his possession, and shall seal the same when tried and proved to be in conformity with the State standards. He shall, further, upon the written request of any citizen, firm, corporation, or educational institution of the State, in person or by his deputies, test or calibrate weights, measures, weighing devices, or measuring devices and instruments and apparatus used for standards in the State, and for such testing for citizens, firms, or corporations may collect fees

to be fixed by the State Superintendent and State Sealer.

Fees so collected shall be turned over to the State Treasurer for the use of the State. He shall, at the request of the State Superintendent, test and seal, when found correct, all measures, weights, balances, weighing devices, or measuring devices for the use of the State Superintendent and his deputy or assistant inspectors. He shall likewise, in conjunction with the State Superintendent, establish rules and regulations for the enforcement of this Act and for the guidance of all City and County Sealers, and these regulations shall govern the procedure to be followed by said officials in the discharge of their duties. He may appoint a Deputy State Sealer, who shall be a member of the faculty of the University of Tennessee, and who shall not receive any additional compensation for his services. He shall likewise annually, during the first two weeks in January, make to the Governor a report of the work done by his office.

SEC. 4. *Be it further enacted*, That the State Superintendent, or his deputies or inspectors, by his direction, shall at least once annually test all scales, weights, and measures used in checking the receipt or disbursement of supplies in each institution under the direction and ownership of the State, and shall report in writing his findings to the board having such institution under its control or to the executive officer of the institution concerned; and at the written request of such Board or officer, the State Superintendent shall appoint in writing one or more employees then in actual service of such institution, who shall act as special deputies for the purpose of checking the receipt or disbursement of supplies.

Tests of State
institutions.

SEC. 5. *Be it further enacted*, That any county may establish a Department of Inspection of Weights and Measures, and shall have power to appoint a Sealer and deputies. Such Sealer (and deputies, if provided for) shall be appointed by the County Court for a term of five years, and shall be paid a salary to be determined by the County Court, said County Sealer's salary to be not less than six hundred dollars per annum; and no fee shall be charged by

County Sealer
—how ap-
pointed.

Term of office
and salary.

Authority.

him or by the county for the inspection, testing, or sealing of weights, measures, or weighing or measuring devices. When not otherwise provided by law, the County Sealer shall have the power within his county to inspect, try, and ascertain if they are correct, all weights, scales, beams, measures of every kind, instruments, or mechanical devices for measuring, and tools, appliances, or accessories connected with any and all such instruments or measures kept, offered, or exposed for sale, sold, or used or employed within the county by any person in proving the size, quantities, things, produce, articles for distribution or consumption offered or submitted for sale, hire, or reward. He shall have the power to, and shall from time to time weigh or measure, packages or amounts of commodities of any kind kept with intent to sell, sold, or in the process of delivery, in order to determine whether same contain the amounts represented or are sold in a manner in accordance with law. He shall at least once in each year, and as much oftener as he may deem necessary, see that the weights, measures, and all apparatus used in the county are correct, and may for this purpose and in the general performance of his official duties enter and go into or upon and without formal warrant any place, building, or premises, or stop any vendor, peddler, junk dealer, or any dealer, whatsoever, and require him, if necessary, to proceed to some place which the Sealer may specify for the purpose of making proper tests. Whenever he finds a violation of any statute relating to weights and measures, he shall cause the violator to be prosecuted. Whenever the County Sealer compares weights, measures, weighing devices, or measuring devices, and finds that they correspond or causes them to correspond with the standards in his possession, he shall seal or mark such weights, measures, weighing devices, or measuring devices with a seal to be approved by the State Superintendent. He shall condemn and seize and may destroy incorrect weights, measures, weighing devices, or measuring devices which, in his best judgment, are not susceptible of satisfactory repair; but such as are incorrect and yet may be repaired he shall mark or

Incorrect
weights,
measures,
etc.

tag as "Condemned for Repairs" in a manner prescribed by the State Superintendent. The owners or users of apparatus so condemned shall have same corrected or repaired within ten days, and may neither use nor dispose of same in any manner without permission from the County Sealer. Any apparatus which has been "Condemned for Repairs" and has not been repaired as required above shall be confiscated by the Sealer. The County Sealer shall keep a complete record of all his official acts, and shall make an annual report to the County Court and an annual report, duly sworn to, on the first day of December of each year to the State Superintendent on blanks to be furnished by the Superintendent. When a county shall establish such a department of weights and measures, it shall provide the Sealer with suitable quarters, a set of standards to be approved by the State Sealer and State Superintendent, and all other equipment for the proper performance of his duties. All county standards shall be tried, proved, and sealed under the direction of the State Sealer, and shall be returned to him for verification at least once in every five years; *provided*, that nothing in the above shall be construed to prevent two or more counties combining the whole or any part of their districts, as may be agreed upon by the County Courts thereof, with one set of standards and one Sealer, upon the written consent of the State Superintendent. A Sealer appointed in pursuance of any agreement for such combination shall, subject to the terms of his appointment, have the same authority, jurisdiction, and duties as if he had been appointed by each of the parties to the agreement.

Record of
official acts.

County
standards.

SEC. 6. *Be it further enacted*, That any city or municipality in the State may establish a Department of Inspection of Weights and Measures, and shall have power to appoint a Sealer and deputies and fix their compensation, and pass such ordinances not in conflict with the State laws as may be deemed necessary; and if a city or municipality shall establish such a department, it shall provide the Sealer with suitable quarters and a set of standards to be approved by the State Sealer and State Superintendent.

City Sealer.

ent, and all other equipment for the proper performance of his duties. All city and municipal standards shall be tried, proved, and sealed under the direction of the State Sealer, and shall be returned to him for verification at least once in every five years. The City Sealer shall perform in such city the duties and have like powers as the County Sealer in the county. In those cities in which no Sealer is appointed the County Sealer of the county shall perform in said cities the duties and have like powers as in the county; *provided, however*, that nothing in the above shall be construed to prevent any county and any city situated therein from combining the whole or any part of their districts, as may be agreed upon, with one Sealer, subject to the written approval of the State Superintendent. A Sealer appointed in such agreement or combination shall, subject to the terms of his appointment, have the same authority, jurisdiction, and duties as if he had been appointed by each of the parties to the agreement.

County and city may combine districts.

SEC. 7. *Be it further enacted*, That any State, County, or City Sealer, or Deputy, or Assistant Sealer who shall seal any weight, measure, or balance, weighing device, or measuring device before testing and making the same to conform to the authorized standards, or who shall condemn, seize, or destroy any weight, measure, or balance, or weighing device, or measuring device, without first testing the same, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be subject to a fine of not less than \$25 nor more than \$100, and shall be forthwith removed from office by the State Superintendent or other person or persons having authority to make such removal.

Penalty to seal weights, measures, etc., before test.

SEC. 8. *Be it further enacted*, That the State Superintendent, his deputies and inspectors, the State Sealer, and the County and City Sealers of Weights and Measures are hereby made special policemen, and are authorized and empowered to arrest, without formal warrant, any violator of any statute in relation to weights and measures, and to seize for use as evidence, and without formal warrant, any false or unsealed weight, measure, weighing device, or measuring device, or packages, or amounts of commodities

Special policemen.

offered or exposed for sale or sold in violation of law.

SEC. 9. *Be it further enacted*, That any person who shall hinder, obstruct, or interfere in any way with the State Superintendent, State Sealer, any deputy or Assistant State Sealer, or any County or City Sealer while in the performance of his official duties, or who shall fail to produce, upon demand by any authorized Sealer or Inspector of Weights and Measures, any weights, measures, balances, weighing devices, or measuring devices in or upon his premises, place of business, or in his possession for use in manufacture or trade, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be subject to a fine of not less than \$10 nor more than \$50, or to imprisonment for not more than ninety days, or to both such fine and imprisonment.

Penalty for
interfering
with Sealer.

SEC. 10. *Be it further enacted*, That for the purpose of correcting, supplementing, and unifying the standards now owned by the State, as directed in Section 3 of this Act, the sum of \$600, or so much thereof as may be necessary, is hereby appropriated; for the purpose of caring for said standards the sum of \$200 per annum, or so much thereof as may be necessary, is hereby appropriated; for the purpose of carrying out the provisions of this Act the sum of \$1,000 per annum, or as much thereof as may be necessary, is hereby appropriated. Said sum shall be paid out of the State treasury on sworn vouchers of the State Superintendent, approved by the Governor.

SEC. 11. *Be it further enacted*, That all laws or parts of laws in conflict with this Act are hereby repealed, and that this Act shall take effect January 1, 1914, the public welfare requiring it.

Passed September 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 47.

SENATE BILL No. 202.

(By Mr. McAllister.)

A BILL to be entitled An Act to amend an Act entitled "An Act to regulate the employment of minor children, and to prescribe penalties for the violation thereof," being Chapter 57, Public Acts of 1911.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 1 of the Act entitled "An Act to regulate the employment of minor children, and to prescribe penalties for the violation thereof," be amended by adding at the end of said section the following:

"And no child under sixteen years of age shall be employed, permitted, or suffered to work in any of the occupations named in this section between the hours of six o'clock in the evening and six o'clock in the morning of any one day."

SEC. 2. *Be it further enacted*, That Section 2 of said Act be amended by striking out in said section the words "except in agricultural or domestic service."

SEC. 3. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 48.

SENATE BILL No. 246.

(By Mr. Welch.)

AN ACT to change and fix the time of holding the Chancery Court of Clay County, in the Fourth Chancery Division of the State.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Chancery Court of Clay County, in the Fourth Chancery Division of the State of Tennessee, shall be held on the third Monday in March and on the third Monday in September of each year.

SEC. 2. *Be it further enacted*, That all laws or parts of laws in conflict herewith be, and the same are, hereby repealed.

SEC. 3. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 49.

SENATE BILL No. 91.

(By Mr. Morrell.)

AN ACT to provide a commission form of government for cities, towns, and other municipalities within the State of Tennessee which are not operating under a commission form of government on November 1, 1913; the manner of adopting the same by such cities, towns, and other municipalities; defining and prescribing the rights, liabilities, and duties thereof; and, generally, regulating and providing for the government of all such cities, towns, and other municipalities as shall adopt the provisions of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That all cities, towns, and other municipalities of this State which are not operating under a commission form of government on November 1, 1913, that hereafter adopt the provisions of this Act, by ordinance or by an election as herein provided, shall be governed as herein set forth; and wherever the word "city" or "cities" appear in this Act it shall be construed to mean "town" or "towns" or other "municipality" or "municipalities."

That any city adopting this Act shall be construed and declared a body politic and corporate by the name and style of the Board of Commissioners of any such city (using the name of the city adopting the Act), and by that name shall have perpetual succession; shall sue and be sued, plead and be impleaded in all the courts of law and equity in all actions whatsoever; may by ordinance purchase, receive, and hold real, personal, and mixed property within or without said city; and shall sell, lease, and dispose of the same for the benefit of said city; and may purchase, receive, and hold real, personal, or mixed property beyond the limits of the city, to be used for the burial of the dead, for the erection of waterworks, lighting, heating, and power plants, for the establishment of hospitals, for a poorhouse, workhouse, or house of correction; and may sell,

lease, and dispose of such property for the benefit of such city for said purposes, and to do all other acts touching the same as natural persons; and may have and use a common seal and change it at pleasure.

SEC. 2. *Be it further enacted*, That at the first municipal election held in such city next after the adoption of the provisions of this Act, as herein provided, there shall be elected in such cities, by the duly authorized and qualified voters therein, who have paid their current year's municipal and State poll tax, the number of persons as hereinafter provided to be Commissioners of such city, each of whom shall be a freeholder of real estate or householder in said city, and shall have been a citizen and resident of such city for at least one year immediately preceding his election as such Commissioner, who, after taking and subscribing to an oath to support the Constitution of the United States and the State of Tennessee and the provisions of this Act, and giving bonds as hereinafter provided, shall serve as such Commissioners until the third Tuesday in May in the fourth year following such election and until their successors are elected and shall have duly qualified; *providing*, no person holding a Federal license to sell liquors shall be elected to any such office; and every fourth year thereafter, at the regular municipal election in said city, there shall be elected the number of persons as hereinafter provided as Commissioners, with like qualifications to serve for the term of four years and until their successors have been elected and duly qualified.

Commissioners
—term of
office.

Should any vacancy occur among such Commissioners, the remaining Commissioners shall, within thirty days thereafter, elect a properly qualified person to fill such vacancy, to serve for the unexpired term. The term of office of such Commissioners first elected under the provisions of this Act shall commence on the first Tuesday following such election, and the term of office of all succeeding Commissioners shall commence on the third Tuesday of May next ensuing after their election at twelve o'clock, noon; and upon the organizing of the Commissioners in any such city elected under this Act, the City

Vacancies.

City Council
abolished.

Council or other governing body or bodies theretofore acting as governing body or bodies in such city and having any other functions shall be ipso facto abolished; and the term of all Councilmen or Aldermen and all other officers, whether elective or appointive, shall immediately cease and determine; *provided, however*, that nothing herein contained shall be construed to affect in any way the term of office of any policeman, fireman, or other employee of any police or fire department or other official or employee now protected by any tenure of office Act. Wherever heretofore or hereafter the provision of any Act regulating the employment, tenure, and discharge of certain officers and employees of various municipalities, and providing for a Civil Service Commission, and any Acts supplementary thereto and amendatory thereof, may be adopted by any municipality in this State prior to the adoption of the provisions of this Act, then, and in that event, nothing in this Act shall apply to any person holding any position or office within the classified service of the civil service law.

Three Commissioners.

SEC. 3. *Be it further enacted*, That every city adopting this provision of this Act, and having by the last preceding national census ten thousand population or more, shall be governed by a Board of Commissioners, consisting of five Commissioners; and every city having by the last census less than ten thousand population shall be governed by a Board of Commissioners, consisting of three Commissioners, chosen as provided in this Act, each of whom shall have the right to vote on all questions coming before the Board of Commissioners. A majority of the members of the Board of Commissioners shall constitute a quorum, and the affirmative vote of a majority of all the members shall be necessary to adopt any motion, resolution, or ordinance, or pass any measure, unless otherwise provided for in this Act. Every resolution or ordinance shall be reduced to writing and read before the vote is taken thereon; and the vote upon any such motion, resolution, or ordinance shall be by yeas and nays, and shall be recorded.

At the first meeting after their election the said

Commissioners shall choose one of their number to preside at all meetings of the Board of Commissioners, and he shall be designated "Mayor," but he shall no power to veto any measure. Every ordinance passed by the Board of Commissioners must be in writing and signed by a majority of all the Commissioners. All ordinances shall pass three readings at the regular meetings of the Commissioners and on three separate days.

Officers.

SEC. 4. *Be it further enacted*, That the Board of Commissioners shall succeed to and have and possess all administrative, judicial, and legislative powers and duties had and possessed and exercised by the Mayor and City Council, and all other executive or legislative or governing bodies in said city, and have complete control over the affairs of the city adopting the provisions of this Act. The executive, administrative, and legislative powers, authority, and duties in such city shall be distributed into and among five departments, except that in any city having but three Commissioners three departments shall be designated and provided by the consolidation of the first and third departments and the fourth and fifth departments, as follows:

Judicial and legislative powers.

Departments.

1. Department of Public Affairs.
2. Department of Revenue and Finance.
3. Department of Public Safety.
4. Department of Streets and Public Improvement.
5. Department of Parks and Public Property.

The Board of Commissioners shall determine the powers and duties to be performed by each department, and assign such powers and duties to the appropriate departments; and they shall prescribe the powers and duties of all officers and employees to one or more departments, and may require any officer or employee to perform duties in two or more departments, and make such other rules and regulations as may be necessary or proper for the efficient and economical conduct of the business of the city, and in all cases shall require all officers and employees to give good and sufficient bonds to protect the city from financial loss and for the faithful performance of their various duties. The Mayor

Duties and powers of.

Mayor.	shall be the director of the Department of Public Affairs; and the Board of Commissioners shall, at the first regular meeting after the election of its members, designate by majority vote one Commissioner to be director of the Department of Revenue and Finance, one to be director of the Department of Public Safety, and one to be director of the Department of Streets and Public Improvements, and one to be director of the Department Parks and Public Property, except that upon the organization of a Board of three Commissioners, but three departments shall be designated, as above provided, and but three directors voted therefor; and such designation may be changed whenever it appears that the public service would be benefited thereby. The Board of Commissioners shall, at the first meeting or as soon as may be after organization, create such subordinate boards and appoint such officers as it may deem necessary for the proper and efficient conduct of the affairs of the city.
Affairs.	
Revenue and Finance.	
Public Safety.	
Streets and Public Improvements.	

Any board created may be abated, or any officer or employee appointed by the Board of Commissioners may be removed from office at any time for cause, after public hearing; and such Board of Commissioners shall be the sole judge of the sufficiency of the cause of such removal. The Mayor and Board of Commissioners shall have suitable offices, and their total compensation and amounts of official bonds shall, in various cities, be as follows:

Fifty thousand population.	In such cities having, by the last preceding national census, more than fifty thousand population, the Mayor's salary shall be not more than four thousand dollars, and that of each Commissioner shall not be more than thirty-five hundred dollars, and their official bonds shall be the sum of not less than ten thousand dollars each.
Salary of Mayor and Commissioners—bond of.	

Twenty-five to fifty thousand population.	In cities having, by the last census, a population of over twenty-five thousand and not over fifty thousand, the Mayor's annual salary shall be not more than three thousand five hundred dollars, and that of each Commissioner shall be not more than three thousand dollars, and their official bonds shall be the sum of not less than seven thousand five hundred dollars each.
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In cities having over ten thousand and not more than twenty-five thousand population, the Mayor's salary shall be not more than two thousand dollars, and that of each Commissioner shall be not more than eighteen hundred dollars, and their official bonds shall be the sum of not less than five thousand dollars each.

Ten to twenty-five thousand population.

In cities having from five to ten thousand population, the Mayor's annual salary shall be not more than one thousand five hundred dollars, and that of each Commissioner shall be not more than one thousand two hundred dollars, and their official bonds shall be the sum of not less than three thousand five hundred dollars each.

Five to ten thousand population.

In cities having from twenty-five hundred to five thousand population, the Mayor's annual salary shall be not more than one thousand dollars, and that of each Commissioner shall be not more than eight hundred dollars, and their official bonds shall be the sum of not less than two thousand dollars each.

Twenty-five hundred to five thousand population.

In cities having from one thousand to twenty-five hundred population, the Mayor's annual salary shall be not more than eight hundred, and that of each Commissioner shall be not more than six hundred and fifty dollars, and their official bonds shall be the sum of not less than one thousand and five hundred dollars each.

One thousand to twenty-five hundred population.

In cities or towns having from two hundred and fifty to one thousand population, the Mayor's annual salary shall be not more than five hundred dollars, and that of each Commissioner shall be not more than four hundred dollars, and their official bonds shall be the sum of not less than one thousand dollars each.

Two hundred and fifty to one thousand population.

And in cities or towns having less than two hundred and fifty population, the Mayor's salary shall be not more than one hundred, and that of each Commissioner shall be not more than seventy-five dollars, and their official bonds shall be the sum of not less than five hundred dollars each.

Cities having less than two hundred and fifty population.

Such salaries shall be payable in equal monthly installments by city warrants or vouchers.

The salary or compensation of all other officers and employees of the city shall be fixed by the Board

of Commissioners, and shall be payable by city warrants or vouchers monthly or at shorter periods as they shall determine; *provided, however*, that the compensation of the Commissioners shall be fixed by an ordinance adopted by the Board of Commissioners immediately after the organization of the Board, in accordance with all the provisions of this Act. The compensation so fixed shall not be increased during the term for which such Commissioners are elected.

SEC. 5. *Be it further enacted*, That the Board of Commissioners shall designate the time of holding regular meetings, which shall be at least once a week, and special meetings may be called from time to time by the Mayor or by two Commissioners. All meetings of the Commissioners, whether regular or special, shall be open to the public, and full minutes thereof recorded and signed, and any citizen may have access to the minutes upon application to the City Clerk.

Mayor.

The Mayor shall be President of the Board, and shall preside at its meetings and supervise all departments, and report to the Board for its action all matters requiring the attention of the Board in any department.

Director of the Departments of Revenue and Finance shall be Vice President of the Board, and, in case of vacancy in the office of Mayor, shall perform the duties of that office.

Temporary
vacancies.

SEC. 6. *Be it further enacted*, That in case of the death, resignation, or inability of any Commissioner, causing a permanent vacancy in said office, or in the event that any Commissioner shall for more than thirty days be necessarily absent from the city, or for the same period shall be unable from sickness or other cause to discharge the duties of his office, the Board of Commissioners may fill such office temporarily by appointment, and said appointee shall discharge the duties of the Commissioner whose place may thus be temporarily filled until such Commissioner shall return or become fit for and resume his duties, and any such temporary appointee shall serve without compensation.

In the event of a permanent vacancy in the Board

of Commissioners caused by the death, resignation, or inability of any member thereof, or in the event a permanent vacancy in the office of Mayor shall be filled by the Mayor pro tem, such vacancy shall be filled by appointment by the other members of the Board until the vacancy shall be filled by the election of a successor at the next regular election of municipal officers, as is prescribed by law; and such temporary appointee shall, for the time he serves as such, receive the salary of the Commissioner whose place he has been appointed to fill.

A vacancy shall exist when any elective officer fails to qualify within ten days after notice of his election, or dies (or resigns), or moves his domicile outside the city, or remains outside the city for a period of six months, or is convicted of felony, or is judicially declared insane, or is removed from office in any manner.

SEC. 7. *Be it further enacted*, That in case of misconduct, inability, or willful neglect in the performance of the duties of his office, the Mayor or any Commissioner may be removed from office by a unanimous vote of the other members of the Board of Commissioners. But no such officer shall be so removed without first having the charges against him reduced to writing and a copy thereof given to him at least ten days before any hearing thereof, and without having been given the right to have a full public hearing, with representation by counsel, and with witnesses summoned in his behalf and required to testify.

The findings of fact at any such hearing and the reasons for any such removal shall be stated in writing and filed as a matter of public record; *provided*, that nothing herein shall be so construed as to deny or abridge the right of such removed Mayor or other Commissioner, to appeal from such decision to the Circuit Court of the county in which such city is situated, and on such appeal the case shall be heard de novo in the Circuit Court.

The failure of any Commissioner to perform the duties of his office under this Act and this section is hereby declared a misdemeanor in office, and he shall be indicted therefor by the grand jury, which

Permanent
vacancy.

Removal by
charges preferred.

Appeal.

Failure to do
duty.

is given inquisitorial powers as in other misdemeanors, and fined not exceeding \$250, or imprisoned, or both, in the discretion of the court, and, in addition thereto, shall be removed from office. The District Attorney is made ex officio prosecutor in such case.

SEC. 8. *Be it further enacted*, That every ordinance or resolution appropriating money, or ordering any street improvement or sewer, or authorizing the making of any contract, or granting any franchises, or the right to occupy or use the streets, highways, bridges, or public places of the city for any purpose, shall be complete in the form in which it is finally passed and remain on file with the City Clerk or Recorder for public inspection at least two weeks before the passage or adoption thereof. No franchise or right to occupy or use the streets, highways, bridges, or public places in any city shall be granted, renewed, or extended except by ordinance, and on condition that the city may purchase such public utility, and that a stipulated amount shall be paid the city for said franchise, and also annually a stipulated per cent of such utility's gross revenues, and that the city shall at all times have full power to regulate and control same; and every such ordinance shall be published in a newspaper in said city at least ten days before being finally passed upon, and must receive the approval by vote of one more than a majority of all of the members before being finally adopted.

SEC. 9. *Be it further enacted*, That no resolution, by-law, or ordinance granting to any person, firm, or corporation any franchise, lease, or right to use the streets, public highways, thoroughfares, or public property of any city organized under the provisions of this Act, either in, under, upon, along, through, or over same, shall take effect and be in force until thirty days after the final enactment of same by the Board of Commissioners and publication of said resolution, by-law, or ordinance in full once a week for three consecutive weeks in some newspaper published in said city, which publication shall be made at the expense of the persons, firm, or corporation applying for said grant. Pending the passage of any such resolution, by-law, or ordinance,

Record of
ordinance or
resolution.

or during the time intervening between the final passage and the expiration of the thirty days during which publication shall be made, as above provided, the legally qualified voters of said city may, by written petition or petitions addressed to said Board of Commissioners, object to such grant; and if during said period such written petition or petitions, signed by at least twenty-five per cent of the legally qualified voters of such city, shall be filed with said Board of Commissioners, said Board shall forthwith order an election, at which election the legally qualified voters of said city shall vote for or against the proposed grant as set forth in the said by-law, resolution, or ordinance. In the call for said election, the said resolution, by-law, or ordinance making said grant shall be published in said city by one publication.

Protest against granting certain franchises.

Election.

If at such election the majority of the votes cast shall be in favor of said ordinance and the making of said proposed grant, the same shall thereupon become effective; but if a majority of the votes cast shall be against the passage of the said resolution, by-law, or ordinance and against the making of said grant, the said by-law, resolution, or ordinance shall not become effective, nor shall it confer any rights, powers, privileges of any kind; and it shall be the duty of the said Board of Commissioners, after such result of said election shall be determined, to pass a resolution or ordinance to that effect. No grant of any franchise or lease or right of user or any other right in, under, upon, along, through, or over the streets, public highways, thoroughfares, or public property of any such city, shall be made or given, nor shall any such rights of any kind whatever be conferred upon any person, firm, or corporation, except by resolution or ordinance duly passed by the Board of Commissioners at some regular or adjourned public meeting and published as above provided for in this section; nor shall any extension or enlargement of any such rights or powers previously granted be made or given, except in the manner and subject to all the conditions herein provided for as to the original grant of same. It is expressly *provided, however*, that the provisions of this section shall not apply to the grant of sidetrack or switch-

Election returns.

ing privileges to any railroad or street car company for the purpose of reaching and affording railway connections and switching privileges to the owners or users of any industrial plant, store, or warehouse; *provided, further*, that said sidetrack or switch shall not extend for a greater distance than to reach said enterprises.

Forfeiture of franchise.

As to all franchises or privileges heretofore granted, which are not in actual use or enjoyment, or which the grantees thereof have not in good faith commenced to exercise at the time of the adoption of this Act, appropriate and proper legal proceedings shall be instituted by the Commissioners to have same declared forfeited and of no validity; *provided*, that nothing herein shall apply to any franchise in which the ordinance granting the same shall have fixed a time within which work shall commence or be completed thereunder, and such time shall not have expired at the time of the adoption of this Act.

Exclusive or perpetual franchise.

No exclusive or perpetual franchise shall ever be granted and no franchise shall ever be granted for a longer term than thirty years, and no franchise shall be renewed before one and one-half years of its expiration. When any person or corporation holding a franchise for the location, construction, or operation of a railroad over a portion of any street, and said franchise has not expired, shall subsequently apply for a franchise to locate, construct, or operate a railroad on any street in connection therewith, said second franchise shall only be granted for the unexpired term of the first franchise.

Franchise—compensation for.

No such grant, right, privilege, or franchise shall ever be made to any person, firm, corporation, or association unless it provides for adequate compensation or consideration therefor to be paid to such city; and, in addition to any form of compensation, any such grantee may be required by said franchise ordinance to pay such fixed charge as may be prescribed therein, based on the gross receipts of said grantee, payable semiannually.

Whenever any such grant, right, privilege, or franchise provides for the payment of . . . per cent of the gross receipts, such grantee shall make and report to the Board of Commissioners all its gross

earnings once in six months, and pay into the treasury the amounts due each city at the time said report is made. Said Board of Commissioners shall also have access to and the right to examine all books, receipts, files, records, and documents of any such grantees to verify the correctness of such semiannual statement, and to correct the same if found to be erroneous. If such statement of earnings be incorrect, then such payment shall be made upon such corrected statement.

Every ordinance granting any franchise may provide that at the expiration of the period for which the franchise was granted, or at any time before as stated in the ordinance, the city, at its election and upon the payment of a fair valuation therefor, to be made in the manner provided in the ordinance making the grant, may purchase and take over to itself the property and plant of the grantee in its entirety, but in no case shall the value of the franchise of the grantee be considered or taken into account in fixing such valuation. Or it may be provided in the ordinance granting any franchise that the property and plant of the grantee shall, at the expiration of the period for which the franchise was granted, become the property of the city without any compensation to the grantee.

To take over
property of
grantee.

Every ordinance granting any franchise may further provide that, upon payment by the city of a fair valuation in the manner provided in the ordinance, the plant and the property of the grantee shall become the property of the city by virtue of the grant in payment thereunder and without the execution of any instrument or conveyance; or in case it is provided in the ordinance granting any franchise that the property and plant of the grantee shall, at the expiration of the period for which it was granted, become the property of the city without any compensation to the grantee, the property and plant of the grantee shall then become the property of the city by virtue of the grant and without the execution of any instrument or conveyance. No franchise granted by the city shall ever be consolidated, leased, assigned, or otherwise alienated without the express consent of the city; and no dealing with the

Provisions of
franchise.

lessee or assignee on the part of the city to require the performance of any act or payment of any compensation by the lessee or assignee shall be deemed to operate as such consent where the municipality is the owner of and operates a public utility plant. No franchise shall be granted to any person or corporation to operate any competitive plant unless approved by a vote of the majority of the qualified electors of such municipality at an election held in accordance with the provisions of this Act.

• Commission-
ers—oath
and bond.

SEC. 10. *Be it further enacted*, That every person who shall be elected to the office of Commissioner of any city organized according to the provisions of this Act shall, on or before the first Monday preceding his election, qualify by making oath that he is eligible for said office and will execute the duties of the same according to the best of his knowledge and ability. Said oath shall be administered by the retiring Mayor or President of the Board of Commissioners of such city or by a Notary Public. The term of office of every such Board of Commissioners shall begin on the first Monday succeeding the election, except as may be otherwise expressly provided by this Act. Each Commissioner shall, before entering upon the duties of his office, give a good and sufficient surety bond, which may be executed by a bonding company authorized to do business in Tennessee, payable to and for the use and benefit of any such city, in the sums as provided in Section 4 of this Act, conditioned for the faithful discharge of his duties, and that he will save such city harmless from any loss caused by his neglect or misfeasance in office or for the willful expenditures of any moneys of such city in violation of law; and said bond, before being accepted, shall be approved by the County Judge or Chairman in and for the county wherein such city is situated. The premiums on said bond shall be paid out of the city treasury. No member of the Board of Commissioners shall hold any office of profit or trust under the laws of the State or United States, or hold any county or city office; nor shall any Commissioner ever be elected or appointed to any office created by or the compensation of which was increased or fixed by the Board

SEC. 11. *Be it further enacted,* That all cities adopting the provisions of this Act shall be, and are, hereby vested with the general powers and authority to enact and enforce, by imposition of reasonable fines, or by imprisonment, or both, all ordinances necessary for the protection of life, health, and property; to regulate and control and tax all business and public utilities; to declare and prevent and summarily to abate nuisances of any character whatever, which authority shall extend to not exceeding five miles from the corporate limits; to preserve and enforce the good government and general welfare, order, and security of such city, even to revoke licenses; and shall have all police powers necessary for its government not in conflict with the general laws applicable to all cities of this State; *provided, however,* that no ordinance increasing the net bonded indebtedness of the city to a sum in excess of ten per centum of a preceding year's assessed valuation of all property within said city shall be valid unless the same shall be first submitted, by a special election, to the qualified voters, under the laws of this State, of the city, and receive the approval of a majority of the voters actually voting at such elections.

All ordinances or resolutions heretofore passed in any such cities and all existing contracts and franchises shall remain in full force and effect until altered or repealed by the Commissioners in the manner herein provided, or until their expiration.

**Statement of
receipts and
expenses.**

and shall publish the result of this examination in the manner above provided for the publication of monthly expenditures.

Taxes.

SEC. 13. *Be it further enacted*, That if at the beginning of the term of office of the first Board of Commissioners elected in such city under the provisions of this Act, the tax levy and the appropriations for the expenditures of the city government for the then current fiscal year have been made, the said Board of Commissioners shall have power, by ordinance, to increase or lower the tax levy; to revise, repeal, or change such appropriations; and to make additional appropriations.

Schools.

SEC. 14. *Be it further enacted*, That the system of public instruction in any of the schools of the city adopting the provisions of this Act shall in no way be affected by this Act.

Election of
Commission-
ers—when
and how
held.

SEC. 15. *Be it further enacted*, That in every such city there shall be held a primary election for nominations for Commissioners to be elected under the provisions of this Act, and the first primary election for such nominations shall be held on the fourth Tuesday following the election at which the voters, or the City Council or other governing body of any city, shall have voted to adopt the provisions of this Act; and thereafter the primary election for such nominations shall be held on the second Tuesday in April in the fourth succeeding year and on the second Tuesday in April in the fourth year thereafter.

The election officers appointed by the Election Commissioners conducting the last general annual city election shall be the officers of the primary election as well as the officers of the general municipal election; and the primary and municipal elections shall be held at the same places and conducted in the same manner, so far as possible; and the polls shall be opened and closed at the same hours as provided by the general primary and election laws. The State and County Election Commissioners for the county in which is located the city or municipality seeking to adopt the provisions of this Act shall hold and conduct both the primary and all municipal elections herein provided in the same manner and in the same

places, so far as possible; and the polls shall open and close at the same hours as provided in the general election laws of the State in their application to the county in which the city or municipality is located, it being provided that the municipality where such elections are held shall pay all expenses incidental to conducting such primary and general municipal elections. The names of candidates for Commissioners shall, at least ten days prior to the primary election, be filed with the City Clerk or Recorder in the manner and form and under the conditions hereafter set forth, and also with the County Election Commissioners; and the petition of nominations shall consist of individual certificates equal in number to at least one-half of one per centum of the entire vote at the last preceding general municipal election, but in no event less than twenty-five; and said petition shall substantially read as follows:

I, the undersigned, a qualified elector of the city of, residing at, certify that I do hereby join in a petition for the nomination of, whose residence is at, for the office of Commissioner, to be voted for at the primary election to be held in such city on the, 19....; and I further certify that I know this candidate to be a qualified elector of said city and a man of good moral character, and qualified in my judgment for the duties of such office; and I further certify that I have not signed more petitions or certificates of nominations than there are places to be filled in the above office. (Signed)

....., being duly sworn, deposes and says that he is the person that signed the foregoing certificates; that the statements contained therein are true and correct.

(Signed)

Subscribed and sworn to before me.

.....

It shall be the duty of the City Clerk to furnish, upon application, a reasonable number of forms of individual certificates of the above character.

Each certificate must be a separate paper, and

must contain the name of but one signer thereto, and no more, and shall contain the name of but one candidate, and no more. Each signer must not, at the time of signing the certificate, have signed more certificates for candidates for that office than there are places to be filled in such office; and in case an elector has signed two or more conflicting certificates, all such certificates shall be rejected by the City Clerk or Recorder and by the Election Commissioners. When such a petition of nomination is presented for file to the City Clerk and Election Commissioners, they shall forthwith examine the same and ascertain whether it conforms to the provisions of this section; and if not found in conformity thereto, they shall designate the defect and return the petition to the person signing it, which may again be presented when properly signed.

Immediately upon the expiration of the time of filing certificates, statements, and petitions for candidates, the said Clerk and Election Commissioners shall cause to be published for three successive days in all the daily newspapers published in such city, in proper form, the names of the persons that will appear upon the primary ballots; and if there be no daily newspapers, then in two issues of any other newspapers that may be published in said city; and the said Clerk and Election Commissioners shall thereupon cause the primary ballots to be printed, authenticated with a facsimile of the signature of the Election Commissioners. Upon the said ballot, arranged in alphabetical order, shall appear the names of the candidates for Commissioners to be voted for, X mark at the right or left of each name, and below the names of such candidates shall appear the words "Vote for Three" or "Vote for Five," as the case may be. The ballots shall be printed upon plain, substantial white paper, cut of legal size, and shall be headed, "Candidates for Nomination for Commissioners of City at the Primary Election," but shall have no party designation indicative of the source of the candidacy or of the support of any candidate or mark whatever. The ballots shall be substantially the following form:

(Place a cross-mark opposite the name of the persons you favor as candidates for the respective positions.)

OFFICIAL PRIMARY BALLOT.

Candidates for nomination for Commissioners of
....., city, at the
primary election.

FOR COMMISSIONER.

(Name candidate.)

Vote for

(Give number.)

Having caused said ballots to be printed, the said City Clerk and County Commissioners shall cause to be delivered to the election officers at each polling place a number of said ballots equal to twice the number of votes cast in such polling precinct at the last general municipal election. The persons who are qualified to vote at the general municipal election shall be qualified to vote at such primary election; and challenges can be made by not more than two persons, to be appointed at the time of opening the polls by the judges of election; and the law applicable to challenges made at a general municipal election shall be applicable to challenges at such primary election. Judges of election shall, immediately upon the closing of the polls, count the ballots and ascertain the number of votes cast in such election for each of the candidates, and make sworn return thereof to the City Clerk and to the County Commissioners, within six hours of the closing of the polls, and deliver to said County Commissioners the poll books and ballots. On the day following the said primary election the said City Clerk and County Election Commissioners shall canvass said returns so received from all the polling precincts, and shall immediately make and file in the office of the City Clerk the result thereof. In every city where five Commissioners are to be elected the names of those ten candidates receiving the highest number of votes in said primary shall be certified as the nominees of said primary, and five of said number shall be elected as Commissioners for such city in

the regular municipal election to follow as provided in Section 16 of this Act. In every city where three Commissioners are to be elected the names of those six candidates receiving the highest number of votes in said primary shall be certified as the nominees of said primary, and three of said number shall be elected as Commissioners for such city in the regular municipal election to follow as provided in Section 16 of this Act.

SEC. 16. *Be it further enacted*, That in every city where five Commissioners are to be elected and in cities where three Commissioners are to be elected, an election shall be held on the fourth Tuesday following the primary election, following the election at which the voters of City Council or other governing body of such city shall have voted to adopt the provisions of this Act, and on the second Tuesday in May in each fourth year thereafter.

The persons nominated at the primary election as set out in Section 15 of this Act shall be the candidates, and the only candidates, whose names shall be placed upon the ballot at the succeeding municipal election, and the ballot at such municipal election shall be in the same general form as for said primary election, so far as possible; and at all elections in such city the election precincts, voting places, methods of conducting elections, canvassing the votes, and announcing the results shall be the same as provided by the laws in this State; and upon the returns of said municipal election being so canvassed, the required number of candidates to fill the offices for which said election is held receiving the highest number of votes shall be declared duly elected Commissioners as herein provided. The polls in such elections shall be opened at all usual polling places, and the expenses of such election shall be borne by said city.

Ordinance by
petition.

SEC. 17. *Be it further enacted*, That any proposed ordinance may be submitted to the Board of Commissioners by petition signed by electors of the city equal in number to the percentage hereinafter required. The signatures, verifications, authentication, inspection, certification, amendment, and sub-

mission of such petition shall be the same as provided under the last section.

If the petition accompanying the proposed ordinance be signed by electors equal in number to fifteen per centum of the votes cast in the last preceding general municipal election and contains a request that the said ordinance be submitted to a vote of the people if not passed by the Board of Commissioners, such Board of Commissioners shall either—

(a) Pass said ordinance without alteration within twenty days after attachment of the Clerk's or Recorder's certificates to the accompanying petition, or,

(b) Forthwith, after the Clerk shall attach to the petition accompanying such ordinance his certificate of sufficiency, the County Board of Election Commissioners shall call a special election, unless a general municipal election is fixed within ninety days thereafter, and at such special or general municipal election, if one is so fixed, such ordinance shall be submitted without alteration to the vote of the qualified electors of the city. Special election.

The ballots used when voting upon said ordinance shall contain these words, "For the Ordinance" (stating the nature of the proposed ordinance) and "Against the Ordinance" (stating the nature of the proposed ordinance). If a majority of the qualified electors voting on the proposed ordinance shall vote in favor thereof, such ordinance shall be approved and thereupon become a valid and binding ordinance of the city; and any ordinance proposed by petition or which shall be adopted by a majority vote of the people cannot be repealed or amended except by a majority vote of the people.

Any number of proposed ordinances may be voted upon, to be adopted, repealed, or amended, at the same election in accordance with the provisions of this section; but there shall not be more than one special election in any period of six months for such purposes.

The Board of Commissioners may submit a proposition for the repeal of any such ordinances, or for amendments thereto, to be voted upon at any succeeding general city election; and should such prop- Repeal of ordinances.

osition so submitted receive a majority of the votes cast thereon at such election, such ordinance shall thereby be repealed or amended accordingly. Whenever an ordinance or proposition is required by this Act to be submitted to the voters of the city at any election, the City Clerk or Recorder shall cause such ordinance or proposition to be published once in at least one newspaper published or of general circulation in said city, said publication to be not less than twenty days before the submission of said proposition or ordinance to be voted on.

Ordinances—
when effective.

SEC. 18. *Be it further enacted*, That no ordinance passed by the Board of Commissioners, except when otherwise required by the general laws of the State or by the provisions of this Act, except an ordinance for the immediate preservation of the public peace, health, or safety, which contains a statement of its urgency and is passed by a two-thirds vote of the Board of Commissioners, shall go into effect before ten days from the time of its final passage; and if during said ten days a petition, signed by the qualified electors of the city equal in number to at least fifteen per centum of the entire vote cast at the last preceding general municipal election, protesting against the passage of such ordinance, be presented to the Board of Commissioners, the same shall thereupon be suspended from going into operation, and it shall be the duty of the Board of Commissioners to reconsider such ordinance; and if the same is not entirely repealed, the Board of Commissioners shall submit the ordinance, as is provided by Subsection (b) of Section 17 of this Act, to the vote of the qualified electors of the city, either at the general municipal election or at a special municipal election to be called for that purpose; and such ordinance shall not go into effect or become operative unless a majority of the qualified electors voting on the same shall vote in favor thereof. Said petition shall be in all respects in accordance with the provisions of Section 17, except as to the percentage of signers and be examined and certified by the Clerk or Recorder in all respects as therein provided. Any ordinance or measure that the Board of Commissioners or the qualified electors of the city shall have au-

Protests.

thority to enact, the Board of Commissioners may of its own motion submit to the electors for adoption or rejection at a general or special municipal election, in the same manner and with the same force and effect as is provided in this Act for ordinances or measures submitted on petition.

At any special election called under the provisions of this Act there shall be no bar to the submission of other questions to a vote of the electors, in addition to the ordinances or measures herein provided for, if said other questions are such as may legally be submitted to such an election. If the provisions of two or more measures approved or adopted at the same election conflict, then the measure receiving the highest affirmative vote shall control.

Additional
ordinances.

SEC. 19. *Be it further enacted*, That this Act shall take effect immediately, but its provisions shall remain inoperative in any city in this State until assented to by a majority of the City Council or other governing body of such city, or by a majority of the legal voters thereof voting at an election to be held in such city, which election shall be called by the City Clerk or Recorder and County Election Commissioners upon the request or petition in writing of twenty per centum of the legal voters voting at the last general municipal election. Upon such petition or request in writing being filed with the City Clerk or Recorder and County Election Commissioners, the said City Clerk or Recorder and County Election Commissioners shall forthwith call an election, to be held on the third Tuesday following the date of the filing of each petition with them, and shall cause public notice of the time and place of holding the same to be given by advertisement according to the laws of this State, and set up in at least twenty different places in such cities, and published in at least one newspaper printed and published in such city, and if no newspaper is printed or published in such city, then in a newspaper generally circulated therein, for at least ten days previous to the time of such election; and said City Clerk or Recorder and County Election Commissioners shall provide legal ballots for each voter at such election, to be printed upon plain, substantial white paper, which contains these

words: "For the adoption or the regulation by the city (here name of city) of the provisions of an Act of one thousand nine hundred and thirteen, entitled 'An Act to provide a commission form of government for cities, towns, and other municipalities within the State of Tennessee; the manner of adopting the same by such cities, towns, and other municipalities; defining and prescribing the rights, liabilities, and duties thereof; and, generally, regulating and providing for the government of all such cities, towns, and other municipalities as shall adopt the provisions of this Act.'" Upon said ballots shall appear the phrase "For the Adoption" and the phrase "Against the Adoption," and below shall appear the words, "Vote for or Against;" "Place a cross X Opposite Vote."

Such election shall be held at the usual places of holding the election in such city. The polls shall remain open during the usual hours according to State law, and every such election shall be conducted by the same election officers for the time being in the manner prescribed by law regulating elections; and such officers shall report to the Election Commissioners, and they to the City Clerk or Recorder of such city, a true and correct statement in writing under their hands of the results of such election; and it shall be the duty of the City Clerk or Recorder to certify and report the same to the City Council, or other legislative body of such city or municipality, at its first meeting thereafter, and the same shall be entered at large in the minutes of said body.

Whereupon, if it is found that the majority of the votes cast are in favor of the adoption of this Act, or if a majority of the City Council or other governing body of such city by ordinance adopt the provisions of this Act, then this Act shall in all respects become and be operative in such city and binding upon the inhabitants thereof and upon all persons and property to be affected thereby; *provided, however*, that in case of an election by the people, the votes cast in favor of the adoption of this Act is equal to at least fifty-one per centum of the votes cast in said city for members of the General Assembly at the last general election immediately preced-

ing the submission of this Act as aforesaid; and immediately after the election and organization of the Board of Commissioners provided herein, it shall revoke, repeal, and annul all Acts or parts of Acts then existing, whether general or special, in any wise affecting the government of such cities which are contrary to or inconsistent with the provisions of this Act; *provided, however*, that this Act shall not revoke, repeal, or annul any general, necessary, and existing ordinances, contracts, or franchises.

If a majority of the votes cast by the City Council or other governing body or by the electors are not in favor of the adoption of this Act, then the provisions of this Act shall remain inoperative; and no further proceedings shall be taken until after the beginning of the last year of the term of Mayor, or equivalent officer, elected at the election following the rejection of this Act, after which date, upon the presentation of another petition or request as provided for herein, the same procedure shall be had, and the question of the adoption or rejection of the provisions of this Act again submitted in the manner herein set forth to the qualified electors, unless adopted by the City Council or other governing body, as aforesaid, and with the same force and effect.

SEC. 20. *Be it further enacted*, That any city which shall have operated for more than six years under the provisions of this Act may abandon such organization hereunder, and may resume its former charter by proceedings as follows:

Upon the petition of not less than twenty-five per centum of the qualified electors of such city, a special election shall be called, at which the following proposition shall be submitted: "Shall the city of (name city) abandon its organization under the provisions of an Act of one thousand nine hundred and thirteen, entitled 'An Act to provide a commission form of government for cities, towns, and other municipalities with the State of Tennessee; the manner of adopting the same by such cities, towns, and other municipalities; defining and prescribing the rights, liabilities, and duties thereof; and, generally, regulating and providing for the government of all

such cities, towns, and other municipalities as shall adopt the provisions of this Act,' and resume or adopt a charter under another Act."

If a majority of the votes cast at such special election be in favor of such proposition, the officers elected at the next succeeding regular municipal election shall be those prescribed by the charter; and upon the qualification of such officers, such city shall become a city under the former charter; but such change shall not in any manner or degree affect the property, right, or liability of any nature of such city, but shall merely extend to such change in its form of government.

The sufficiency of such petition shall be determined, the election ordered and conducted, and the results declared generally as provided by Section 4 of this Act, in so far as the provisions thereof are applicable.

SEC. 21. *Be it further enacted.* That if any proviso, clause, or section of this Act shall be attacked in any court and shall be declared invalid or unconstitutional, the rest of this Act shall stand, and the proviso, clause, or section declared invalid or unconstitutional shall be excised from this Act.

SEC. 22. *Be it further enacted,* That all cities desiring to do so under this Act may establish a municipal court, and the Recorder or Judge thereof shall have conferred upon him all proper and necessary jurisdiction in the trial of municipal offenses, and all appeals from his decision shall be to the Circuit Court of the county in which such municipality is situated.

SEC. 23. *Be it further enacted,* That all property of whatever nature belonging to the city adopting this Act used for municipal purposes shall be exempt from seizure by attachment, execution, or other legal process; nor shall its funds in the hands of its Treasurer or depository be subject to garnishment or other legal process.

SEC. 24. *Be it further enacted,* That the territory adjoining any such city may be added thereto and included in the corporate limits by five freeholders in the territory proposed to be added signing a petition in writing, describing such property by metes

Corporate
limits.

and bounds for said addition, for consideration and approval by ordinance; and if approved, may be submitted to an election of the qualified voters of the territory to be included, at the expense of the petitioners; and if approved by a majority of such qualified voters, a due return thereof shall be made and said territory incorporated by ordinance into the city limits; and said city may contract its limits on a three-fourths vote of the qualified voters residing therein.

Such election shall be held in accordance with the laws of this State in force at the time of the passage of this Act.

SEC. 25. *Be it further enacted*, That this Act is declared to be a public Act, and may be read in evidence in all courts of this State, and all ordinances and proceedings may be proved by the seal of such municipality and the attestation of the Board of Commissioners; and if no seal, then by attestation of the Board of Commissioners alone. Public Act.

SEC. 26. *Be it further enacted*, That all ordinances in force in any such city not in conflict with this Act shall remain in full force and effect until altered or repealed by the Board of Commissioners; and the title to all property of every description shall be the terms of this Act be divested out of any such city or its officers and vested in the Board of Commissioners of such city adopting this Act, without any transfer of same being formally made or any legal proceedings whatever.

SEC. 27. *Be it further enacted*, That any violation of any section of this Act by any officer or employee of such city is hereby declared to be a misdemeanor, and the grand jury shall have inquisitorial powers over same; and the Attorney-General, ex-officers, shall be the prosecutor; and it shall be his duty to present same to the grand jury, and, upon conviction, said offender or offenders shall be fined not exceeding \$250 or imprisoned in the county jail or workhouse, or both, at the discretion of the court trying the case, and, in addition thereto, his office shall be declared vacant. Violation by officers or employees.

SEC. 28. *Be it further enacted*, That all laws and

parts of laws, both general and special, in conflict with this Act are hereby repealed.

SEC. 29. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 25, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 50.

SENATE BILL No. 242.

(By Mr. Elkins.)

AN ACT to authorize and empower municipalities and taxing districts of this State having a population less than 100,000 by the Federal census of 1910 or any subsequent Federal census, to issue and sell bonds for the purpose of purchasing land whereon to erect and equip school buildings, the city halls, and other public buildings; to construct and equip school buildings, city halls, and other public buildings; to establish and maintain waterworks, lighting, heating, or power plants, and parks; to acquire by purchase or otherwise, waterworks, heating, or power plants, and parks, and to conduct and maintain the same; and for constructing sidewalks, streets, alleys, drainage, and sewer systems, and for all other like public improvements within such municipality or taxing district; to issue bonds for the purpose of retiring and paying off any floating or general indebtedness of such municipality or taxing district; to take up, cancel, and retire any other bonds of such municipality or taxing district due or about to become due; to provide for the disposition of funds arising from the issuance and sale of said bonds; to provide for the payment of interest on said bonds, and for a sinking fund with which to retire said bonds; to provide a method of loaning said sinking fund; and to require that before the issuance and sale of said bonds by such municipality or taxing district, the legislative body thereof shall order an election to be held, at which it shall be necessary for a majority of the qualified voters of such municipality or taxing district, voting in such election, to approve said bond issue.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That any municipality or taxing district in this State having a population less than 100,000 by the Federal census of 1910 or any subsequent Federal census, is hereby authorized and empowered to issue and sell bonds, payable in not more than thirty years from date of issue, with or without the right to redeem the same by such municipality or taxing district before maturity, said bonds to bear interest at a rate not to exceed six per cent per annum, payable semiannually, for the purpose of purchasing land on which to erect and equip buildings such as schoolhouses, city halls, and other buildings of a like nature; to construct and equip school

buildings, city halls, and other public buildings; and for the purpose of establishing and maintaining waterworks, lighting, heating, or power plants and public parks; for acquiring by purchase or otherwise such waterworks, lighting, heating, or power plants and public parks; and for constructing sidewalks, streets, alleys, sewer systems, and for other like public improvements; and to authorize and empower such municipality or taxing district to issue and sell bonds for the purpose of and retiring and canceling any of its floating or general indebtedness, or any of its bonds due or about to become due, according to the terms and provisions of this Act.

Bonds.

SEC. 2. *Be it further enacted*, That the legislative body of any municipality or taxing district in this State may, by ordinance duly passed on three separate readings, no two of which shall be on the same day, provide for the issuance and sale of bonds for such purposes as are set out in Section 1 of this Act; and such ordinance shall specify the time for which such bonds shall run, the object and purpose of the issuance thereof, the rate of interest same shall bear, not to exceed six per cent per annum, payable semiannually, and the manner by which funds shall be raised and set apart with which to pay off said bonds at maturity by such municipality or taxing district; *provided*, that before such ordinance shall become effective, the question of the issuance and sale of said bonds shall be submitted to the qualified voters of such municipality or taxing district at an election to be called by such legislative body, and which is to be held not less than three weeks after the passage of such ordinance on its third and final reading, and in which election it shall be necessary for a majority of the qualified voters of such municipality or taxing district voting in such election to approve such bond issue. Said election shall be advertised at least thirty days before same is held not less than one time in a newspaper of general circulation published in such municipality or taxing district; and if there is no such newspaper, by printed notices, which shall be posted in not less than five conspicuous public places in such municipality or taxing district; and in such advertisement or notice

Election.

the ordinance so passed by said legislative body shall be set out verbatim.

Said election shall be held in the same manner and by the same officials as State and county elections, and shall be subject to and in compliance with the general election laws of this State.

SEC. 3. *Be it further enacted*, That any such municipality or taxing district, through its Board of Mayor and City Council, or Mayor and Aldermen, or Commissioners, shall be authorized and empowered, and it shall be their duty, to fix in such ordinance the date when said bonds shall be issued, the number and denomination thereof, the place and time of payment of both interest and principal, the method by which said bonds shall be sold; *provided, always*, the sale thereof shall not be below par; and that said bonds so issued shall be a binding obligation and debt on such municipality or taxing district; and that such Mayor and City Council, or Mayor and Aldermen, or Commissioners, or other legislative body, shall provide for the levy of an annual tax on all the taxable property in such municipality or taxing district for the purpose of paying the interest on said bonds as same become due, and to create a sinking fund with which to retire and pay off said bonds at their maturity; and in any municipality or taxing district having no Sinking Fund Commissioners the Mayor or other principal official thereof, with the approval of the Recorder, Treasurer, or City Clerk, shall loan out said sinking fund upon first-mortgage real estate security, interest on such loan to be payable semiannually, and in amounts not exceeding fifty per cent of the cash valuation of such real estate security, which interest so collected shall be added semiannually to said sinking fund. Where such ordinances provides that the municipality or taxing district shall have the option to retire said bonds before maturity, the Mayor or other chief officer of such municipality or taxing district, with the approval of the Recorder, Treasurer, or City Clerk thereof, may purchase said bonds from any of the holders thereof desiring to sell the same at not more than par value and accrued interest thereon. Said bonds shall have no other purpose

Bonds—description of.

Sinking fund.

Bonds—redemption of.

than that expressed in the ordinance providing for the issuance and sale of same, which purpose shall appear on the face of said bonds; and the proceeds of the sale thereof, less the necessary expense of making such sale, shall be turned over to the Treasurer or similar officer of such municipality or taxing district, and by him shall be placed to the credit of the municipality or taxing district, and shall be designated as the particular fund for the creation of which said bonds were issued as expressed in the ordinance, and said fund shall be used only for the purpose set out in such ordinance providing for the issuance and sale of said bonds.

SEC. 4. *Be it further enacted*, That said bonds and the interest coupons, when issued by any municipality or taxing district, shall bear the signature of the Mayor or other chief officer, attested by the signature of the Recorder, Treasurer, or City Clerk; and shall also bear the impress of the official seal of such municipality or taxing district, if it uses a seal. The coupons of said bonds may bear the lithographed facsimile signature of the officers signing said bonds.

Bonds—aggregate amount of.

SEC. 5. *Be it further enacted*, That no such municipality or taxing district shall have the right to issue bonds for the purpose expressed in Section 1 of this Act in such aggregate amount as will make or increase the total bonded indebtedness of said municipality or taxing district more than twenty per cent of the assessed valuation of the taxable property of such municipality or taxing district for the preceding year.

SEC. 6. *Be it further enacted*, That the sinking fund provided for in this Act may be converted into money at any time deemed necessary by the proper officers of such municipality or taxing district for the purpose of purchasing or retiring said bonds as hereinbefore authorized.

Funds—disbursement of.

SEC. 7. *Be it further enacted*, That the funds derived from the sale of said bonds shall be disbursed by the Treasurer, Recorder, or other disbursing official of such municipality or taxing district in accordance with and pursuant to proper purposes and appropriations therefor, but only for the purpose for which same were issued; *provided*, that such dis-

disbursing officer, before taking charge of the funds realized from the sale of said bonds, shall execute and deliver to the Mayor or other chief officer of such municipality or taxing district a good and solvent bond, in such amount as may be required by such municipality or taxing district, to be properly approved by such Mayor or other chief officer, and conditioned upon the faithful accounting for such fund and its proper disbursement; and *provided, further*, that such disbursing officer shall not receive extra compensation for handling said fund.

SEC. 8. *Be it further enacted*, That the compensation of any Sinking Fund Commissioner or like officers authorized by any ordinance shall be fixed in such ordinance; and if required thereby, they shall execute bonds for the faithful performance of their duties.

SEC. 9. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 51.

SENATE BILL No. 85.

(By Mr. Lambert.)

AN ACT detaching Wayne County and Lewis County from the Fifth Chancery Division and attaching said counties to the Chancery Division of Williamson County; and amending "An Act detaching Williamson County from the Seventh Chancery Division and creating and establishing a separate chancery division in this State, to be designated and called the 'Chancery Division of Williamson County,' to be composed of Williamson County; and providing that the Chancery Court of Williamson County shall be held by the Circuit Judge who holds the Circuit Court of Williamson County; and authorizing said Judge to perform all of the duties of the Chancellor," passed April 30, 1909, and approved May 1, 1909, so as to include the counties of Wayne and Lewis within all of its provisions, and so as to provide that the Chancery Division of Williamson County shall hereafter be known and designated as the Chancery Division of Williamson, Wayne, and Lewis counties, and that the Chancery Courts of said Division shall be held by the Circuit Judge who holds the Circuit Courts of the Seventeenth Judicial Circuit, and authorizing said Circuit Judge to perform all of the duties of the Chancellor

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee, That* Wayne County and Lewis County be, and the same are, hereby detached from the Fifth Chancery Division; and that said counties be, and the same are, hereby attached to and made a part of the "Chancery Division of Williamson County."

SEC. 2. *Be it further enacted, That* an Act entitled "An Act detaching Williamson County from the Seventh Chancery Division and creating and establishing a separate chancery division in this State, to be designated and called the Chancery Division of Williamson County, to be composed of Williamson County; and providing that the Chancery Court of Williamson County shall be held by the Circuit Judge who holds the Circuit Court of Williamson County; and authorizing said Judge to perform all of the duties of the Chancellor," passed April 30, 1909, and approved May 1, 1909, be, and the same is, hereby so amended, both in its caption and in its

body, as to include the counties of Wayne and Lewis within all of its provisions, and provide that the Chancery Division of Williamson County shall hereafter be known and designated as the "Chancery Division of Williamson, Wayne, and Lewis Counties."

SEC. 3. *Be it further enacted*, That the aforesaid Act be, and the same is, hereby so amended as to provide that the Chancery Courts of the Chancery Division of Williamson, Wayne, and Lewis Counties aforesaid shall be held by the Circuit Judge who holds the Circuit Courts of the Seventeenth Judicial Circuit of this State; and that, for the purpose of holding said Chancery Courts and hearing and determining such matters as arise therein at chambers and performing the duties incident to the office of Chancellor in said chancery division, said Circuit Judge is vested with all of the powers and charged with the discharge of all of the duties of the Chancellor; *provided, however*, that said Judge shall not receive any additional compensation for discharging said duties and holding said Chancery Courts.

SEC. 4. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.

Passed September 26, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

HOUSE RESOLUTIONS.

HOUSE RESOLUTIONS.

HOUSE RESOLUTION No. 1.

(By Mr. Hill.)

Be it resolved by the House of Representatives of the Fifty-eighth General Assembly of the State of Tennessee, That the Speaker of the House of Representatives be, and is, hereby authorized and empowered to appoint a committee of seven men to draft rules of order for the government of the present Extraordinary Session of said Fifty-eighth General Assembly.

Be it further resolved, That, pending the adoption of new rules of order, the House of Representatives of the present Extraordinary Session of the Fifty-eighth General Assembly shall be governed by the rules of order of the Regular Session of said Fifty-eighth General Assembly.

Adopted September 8, 1913.

W. M. STANTON,

Speaker of the House of Representatives.

HOUSE RESOLUTION No. 2.

(By Mr. McFarland.)

Be it resolved by the House of Representatives, That the Speaker is hereby authorized to appoint such Clerks, Sergeants-at-Arms, Assistant Sergeant-at-Arms, Chaplain, Doorkeepers, Pages, Porters, and other officers necessary for the conduct of the business of this Extraordinary Session of the Fifty-eighth General Assembly.

Adopted September 9, 1913.

W. M. STANTON,

Speaker of the House of Representatives.

HOUSE RESOLUTION No. 3.

(By Mr. Pierce.)

Be it resolved by the House of Representatives, That Hon. George L. Berry, President of the International Printing Pressmen and Assistants' Union, be invited to address the House at a date later to be determined suitable to the Speaker.

Adopted September 9, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 4.

(By Mr. Bryant.)

WHEREAS, it has been published in the newspapers and it is generally understood that certain members of this Legislature have been appointed Fire Marshals under an Act passed at the Regular Session of this General Assembly; and

WHEREAS, it has been published that a member of this Legislature is Chief Fire Marshal, with offices in the Stahlman Building, in the city of Nashville; and

WHEREAS, members of this Legislature who are understood to hold positions as Fire Marshals have been active in their efforts to prevent a reduction of the fund appropriated for salaries and expense accounts for Fire Marshals; now, therefore,

Be it resolved by this House, That the Speaker is hereby authorized and empowered to appoint a committee of five, whose duty it shall be to proceed immediately to investigate the office of Insurance Commissioner and the office of Chief Fire Marshal for the purpose of ascertaining what members of this House are acting as Fire Marshals, or who have been employed or given work to do in either the Department of Insurance Commissioner or under the Chief

Fire Marshal; also what amounts have been paid to said members of this House as salary, compensation, or on expense account.

Be it further resolved, That said committee shall have full access to all records and papers in the offices of Insurance Commissioner and Chief Fire Marshal, and shall have power to summon witnesses, compel their attendance, and to punish for contempt any one who refuses to attend and testify or to furnish said committee with any record, papers, or account demanded by it.

Adopted September 11, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 5.

(By Messrs. Creswell and Bryant.)

WHEREAS, the brave little warrior, Dan Cupid, has been victor once more in battle with one of our members; and

WHEREAS, the Hon. Harry Williamson, Floterial Representative from the counties of Carroll and Weakley, is this time the vanquished hero, and has been so fortunate as to become the happy life partner of a charming young woman of his native town since the regular seventy-five days of the Regular Session; therefore

Be it resolved by the House of Representatives of the Fifty-eighth General Assembly of Tennessee, That we extend to the said Hon. Harry Williamson and his charming young wife the hearty congratulations and good wishes of this body.

Adopted September the 17th, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 6.

(By Messrs. McFarland and Henderson.)

WHEREAS, we have learned with regret of the serious and probable fatal illness of the daughter of our esteemed colleague, the Hon. Paris Walker, of Union County, which has necessitated his absence from our body; therefore

Be it resolved, That the sympathy of this body is extended to himself and family, with the hope that an inscrutable Providence will grant a speedy recovery to his loved one.

Adopted September 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 7.

(By Messrs. McFarland, Abernathy, and Mullens.)

The members of the House have just learned with profound sorrow of the death of Mrs. Elsie Keck, a daughter of our esteemed colleague, Hon. Paris Walker, who was on his way to attend her bedside. Death came in the lovely evening of September 16, 1913. Therefore

Be it resolved by the House of Representatives of the Fifty-eighth General Assembly, That expressions of deepest sympathy be extended our colleague and those members of his family, the husband of the deceased and his family in this hour of their great bereavement.

Resolved, further, That a copy of these resolutions be entered upon the Journal and a copy given to the Hon. Paris Walker.

Adopted September 19, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 8.

(By Mr. Williamson.)

WHEREAS, the House has learned with much regret of the illness of Representative McWhorter; therefore

Be it resolved by the House of Representatives of the State of Tennessee, That we express our sympathy to our friend and fellow-member in his illness, and trust that he may soon be able to resume his legislative duties.

Adopted September 22, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 9.

(By Mr. Hill.)

WHEREAS, the Congress of the United States has enacted a Federal migratory bird law (37 Stat., 847), which is a great and fortunate advance in the cause of protection of the wild life of the country, and which law meets with the highest commendation of all thoughtful and patriotic Americans; and

WHEREAS, under said law the best results in protection can only be secured by a wise and judicious administration, which administration has been intrusted to the United States Department of Agriculture; and

WHEREAS, the Secretary of Agriculture, the Hon. David L. Houston, has indicated his intention of appointing Col. Joseph H. Acklen to take active charge of the enforcement of the regulations formulated under said law by the Department of Agriculture as soon as the same are approved by the President; and

WHEREAS, the selection of Colonel Acklen for a position of such importance and responsibility is not

only an honor conferred upon him, but a compliment to the State of Tennessee, where he has efficiently served for ten years as State Warden; now, therefore,

Resolved by the House of Representatives of the Fifty-eighth General Assembly of the State of Tennessee, That the thanks of the members of the Fifty-eighth General Assembly of the State of Tennessee are hereby tendered the Secretary of Agriculture, the Hon. David F. Houston, for the compliment paid this State in selecting one of its citizens to hold an office of such importance and responsibility.

Adopted September 27, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 11.

(By Messrs. McFarland, McDade, and Cox.)

WHEREAS, the State reunion of Confederate soldiers meets in this city during the coming week; therefore

Be it resolved, That the hall of the House of Representatives is hereby tendered them for their meeting place.

Be it further resolved, That the Speaker of the House be instructed to appoint some one to notify the committee in charge of this action, and also to appoint some one to formally welcome the Confederate soldiers on behalf of the House at their open meeting.

Adopted September 27, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 12.

(By Mr. Matthews.)

Be it resolved by the House of Representatives,
That we extend to Hon. William Stanton our thanks
for his impartial and fair ruling as Speaker of this
House, and that we wish for him a long and useful
public career; that we commend him to the public
as a young man of great worth and ability and wor-
thy any honors that a grateful public may confer
upon him.

Adopted September 27, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE JOINT RESOLUTIONS.

HOUSE JOINT RESOLUTIONS.

HOUSE JOINT RESOLUTION No. 1.

(By Mr. Stanton.)

WHEREAS, the present national administration assumed control of the country's affairs under most difficult and extraordinary circumstances and conditions; and

WHEREAS, in spite of such circumstances and conditions and the organized opposition of entrenched wealth and heretofore government-aided corporate privileges, President Woodrow Wilson, aided by the united Democratic progressive and independent Republican members of Congress, have been rapidly redeeming the pledges made to the people that this shall be a government of the people, for the people; now, therefore,

Be it resolved by the House of Representatives of the Fifty-eighth Assembly of Tennessee, the Senate concurring, That we most heartily indorse the national administration in its work up to the present time, and most particularly do we indorse:

First. The efficient and patriotic handling of the troublesome Mexican situation by President Wilson and Secretary of State Bryan, and the support given them by the members of the United States Senate.

Second. The splendid work of the House of Representatives and the Senate in their effort to destroy the tariff wall system of privilege by the passage of the Wilson-Underwood tariff bill.

Third. The effort of President Wilson and Congress to reform the currency so that the financial affairs of this country will no longer remain in the hands of a few self-styled "Wall Street captains of finance."

Fourth. The most effective work of President Wilson and Secretary of the Treasury McAdoo in rescu-

ing the farmers and agriculturists of America from the grasp of Wall Street financiers, who were endeavoring to embarrass the present administration by causing a money stringency.

Be it further resolved, That we indorse the action of the two Senators from Tennessee and those of our members in Congress who have so ably and conscientiously aided the President in his laborious efforts for the people's good.

Be it further resolved, That a copy of this resolution be sent by the Clerk of the House to President Woodrow Wilson, to Secretary of the Treasury William G. McAdoo, to Secretary of State William J. Bryan, to Senators John K. Shields and Luke Lea, and to Representatives Sam R. Sells, R. W. Austin, John T. Moon, Cordell Hull, L. P. Padgett, Joseph W. Byrns, W. C. Houston, T. W. Simms, Finis J. Garrett, and K. D. McKellar.

Adopted September 10, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved

.....,
Governor.

This resolution was returned to the House by the Governor September 27, 1913, after having been held by him more than five days.

CHAS. CASON,
Chief Clerk of the House.

HOUSE JOINT RESOLUTION No. 3.

(By Mr. Thompson.)

WHEREAS, for some time past civil war has raged in a neighboring republic, causing great destruction to life and property; therefore

Be it resolved by the House of Representatives

of the State of Tennessee, the Senate concurring,
That we have an abiding confidence in the wise and patriotic statesmanship of our President, Woodrow Wilson, and Secretary of State William J. Bryan, and especially indorse their firm, but friendly, efforts to aid the Mexican Republic to establish law and peace within its boundaries.

Be it further resolved, That a copy of this resolution be transmitted to President Woodrow Wilson and Secretary of State William J. Bryan.

Adopted September 15, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 16, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 4.

(By Messrs. Acree and Nichols.)

WHEREAS, in many States the Governors have issued proclamations setting aside certain days as "Good Roads Days" and calling upon the citizens of those States to volunteer their times and services for the improvement and building of roads on such days; and

WHEREAS, we believe much can be accomplished by such methods; now, therefore,

Be it resolved by the House, the Senate concurring, That we call upon the Governor to issue a proclamation setting forth two days in the month of October, 1913, to be known as "Good Roads Days" and

calling upon all patriotic citizens to aid in this movement.

Adopted September the 16, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved

.....,
Governor.

This resolution was returned to the House by the Governor on September 24, 1913, after being held by him more than five days.

CHAS. CASON,
Chief Clerk of the House.

HOUSE JOINT RESOLUTION No. 7.

(By Mr. Gilbert.)

Be it resolved by the General Assembly of the State of Tennessee, That the election, by the Board of Trustees of the University of Nashville, of J. H. Baird, Paul Roberts, J. F. Gallagher, W. O. Harris, Robert Ewing, Frederick J. Fuller, William T. Berry, and Joseph Phillips to fill vacancies in said Board caused by the death of former trustees, be, and the same is, hereby confirmed.

Adopted September 16, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 18, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 9.

(By Messrs. West, Todd, and Rickman.)

WHEREAS, news has just come to the Capitol of the sudden death of Prof. S. A. Mynders, President of the West Tennessee Normal School and former State Superintendent of Public Instruction; and

WHEREAS, Professor Mynders gave the best years of his life to the development of the public-school system of Tennessee, and, in fact, inaugurated the movement which has brought about the present educational awakening in the State; therefore

Be it resolved by the House of Representatives of the Fifty-eighth General Assembly, the Senate concurring, That in the death of Professor Mynders Tennessee has lost one of its most distinguished educators and best-loved citizens.

Resolved, second, That the sympathy of this General Assembly is hereby extended to the family of Professor Mynders, and that a copy of these resolutions be spread upon the Journal and transmitted to his family.

Adopted September 18, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 20, 1913.

BEN W. HOOPER,
Governor.

HOUSE JOINT RESOLUTION No. 11.

(By Messrs. Todd and Malone.)

WHEREAS, it is a matter of deep concern to the people of Tennessee that the George Peabody College for Teachers be established on a substantial financial basis, and that it successfully perform its mission in the field of education in Tennessee and in other Southern States; and

WHEREAS, to the original endowment of \$1,000,000 contributed by the trustees of the Peabody Education Fund, of New York, \$250,000 by the State of Tennessee, \$200,000 by the city of Nashville, and \$100,000 by Davidson County, there has been subscribed conditionally an additional \$500,000 by the said trustees of the Peabody Education Fund, of New York, and \$800,000 by divers other persons, the condition being that a total of \$1,500,000 be raised by the first day of November, 1913; and

WHEREAS, the required amount of \$1,500,000 is short \$200,000, and it seems probable that the officers and trustees of the George Peabody College for Teachers will not be able to secure that amount, and that the whole of the subscriptions obtained, amounting to \$1,300,000, will be forfeited and lost to the college and to education in Tennessee and to the whole South; and

WHEREAS, the University of Nashville has in its possession property and funds amounting to about \$100,000, which were intrusted to it by the State of North Carolina and the State of Tennessee for the purpose of promoting higher education, and said institution has ceased operation and is without a site, having conveyed its grounds, buildings, library, etc., to the said George Peabody College for Teachers; now, therefore,

Be it resolved by the Senate and House of Representatives of the State of Tennessee, That, to the end that the conditional subscriptions to the George Peabody College for Teachers may be saved and not lost, and that the said college may be established on a firm financial foundation, the General Assembly of the State of Tennessee requests the trustees of the University of Nashville to donate and contribute said

property and funds to the George Peabody College
for Teachers at Nashville.

Adopted September 24, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

NEWTON H. WHITE,
Speaker of the Senate.

Approved September 27, 1913.

BEN W. HOOPER,
Governor.

SENATE RESOLUTIONS.

SENATE RESOLUTIONS.

SENATE RESOLUTION No. 1.

(By Mr. Fisher.)

Be it resolved, That the Senate join in the invitation made by the House of Representatives to the Hon. George L. Berry, President of the International Printing Pressmen and Assistants' Union of North America, to address the General Assembly at an early date, to be fixed by the Speaker.

Adopted September 10, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 2.

(By Mr. Morrell.)

WHEREAS, this Senate is advised of the illness of our fellow-member, Nathaniel Baxter, of Davidson County,

Be it resolved, therefore, That this Senate greatly regrets the illness of Senator Baxter, and wishes his early restoration to health and return to this chamber, where his character and genial disposition are held in high regard.

Adopted September 20, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 3.

(By Mr. Morrell.)

WHEREAS, the Congress of the United States has enacted a Federal migratory bird law (37 Stat., 847), which is a great and fortunate advance in the cause of protection of the wild life of the country, and which law meets with the highest commendation of all thoughtful and patriotic Americans; and

WHEREAS, under said law the best results in protection can only be secured by a wise and judicious administration, which administration has been intrusted to the United States Department of Agriculture; and

WHEREAS, the Secretary of Agriculture, the Hon. David F. Houston, has indicated his intention of appointing Col. Joseph H. Acklen to take active charge of the enforcement of the regulations formulated under said law by the Department of Agriculture as soon as the same are approved by the President; and

WHEREAS, the selection of Colonel Acklen for a position of such importance and responsibility is not only an honor conferred upon him, but a compliment to the State of Tennessee, where he has efficiently served for ten years as State Warden; now, therefore,

Resolved by the Senate of the Fifty-eighth General Assembly of the State of Tennessee, That the thanks of the members are hereby tendered the Secretary of Agriculture, the Hon. David F. Houston, for the compliment paid this State in selecting one of its citizens to hold an office of such importance and responsibility.

Adopted September 25, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 4.

(By Mr. Morrell.)

WHEREAS, the Senate has appreciated the services of Robert Clement as Page, son of our fellow-Senator, J. A. Clement, which services have been rendered with ability and cheerfulness; therefore

Be it resolved, That we acknowledge the same with the desire of encouraging him in his future efforts toward the attainment of a worthy manhood.

Adopted September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 5.

(By Mr. Stewart.)

WHEREAS, the Senate, on the eve of final adjournment, desires to express its appreciation for the faithful and efficient services rendered by F. B. McConnell as Page; therefore

Be it resolved, That we acknowledge the same with appreciation, and admonish him to continue to so conduct himself in such a manner that will reflect credit on himself and command the respect of his fellow-citizens.

Adopted September 27, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

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PUBLIC ACTS

OF THE

GENERAL ASSEMBLY of the STATE of TENNESSEE

PASSED BY THE

FIFTY-EIGHTH GENERAL ASSEMBLY,
(Second Extra Session)

Which was Begun and Held at Nashville, on the
Second Monday in October, in the Year
of Our Lord One Thousand Nine
Hundred and Thirteen.

THE UNIVERSITY OF CHICAGO PRESS

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PUBLIC ACTS

OF THE

GENERAL ASSEMBLY of the STATE OF TENNESSEE

PASSED BY THE

FIFTY-EIGHTH GENERAL ASSEMBLY,
(SECOND EXTRA SESSION)

WHICH WAS BEGUN AND HELD AT NASHVILLE, ON THE SECOND
MONDAY IN OCTOBER, IN THE YEAR OF OUR LORD ONE
THOUSAND NINE HUNDRED AND THIRTEEN.

CHAPTER 1.

SENATE BILL No. 4.

(By Messrs. Pope, Elkins, and Maxwell.)

AN ACT regulating the shipment of intoxicating liquor into this State or between points within this State; regulating the delivery of such liquor; providing for the filing of statements with the County Clerk showing such shipments, and providing that certified copies of each statement may be used as evidence, and for the fees to such County Clerk for making such copies; prescribing penalties for violation of the provisions of this Act; and conferring jurisdiction for the trial of violations of this Act upon the courts of the county from or to which such shipments may be made, and regulating the procedure in relation thereto.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That it shall be unlawful for any person, firm, or corporation to ship, carry, transport, or convey any intoxicating liquor into this State, or from one point to another within this State, for the purpose of delivery, or to deliver the same to any person, firm, company, or corporation within the State, except as hereinafter provided.

SEC. 2. *Be it further enacted*, That the term "intoxicating liquors" used in the first section hereof shall be deemed to cover and include, and shall cover

and include, all liquors—spirituous, vinous, or malt—containing more than one-half of one per cent alcohol, and which are used, or intended to be used, as a beverage.

Shipments—
record kept.

Report of to
County Court
Clerk.

SEC. 3. *Be it further enacted*, That it shall be the duty of any railroad company, express company, or any other common carrier or person, who shall carry any intoxicating liquors into this State, or from one point to another within this State, for the purpose of delivery, and who shall deliver such intoxicating liquors to any person, company, or corporation, to keep a record of such liquor and file with the County Court Clerk of the county in which such liquor is delivered a statement in writing, setting forth the date on which such liquor was received and delivered, the name and post-office address of the consignor and consignee, the place of delivery and to whom delivered, and the kind and amount of intoxicating liquor delivered, such statements to be filed within three days after the date of the delivery of such liquor.

Certified
copies.

SEC. 4. *Be it further enacted*, That it shall be the duty of the County Clerk to immediately file such statement as a part of the files of his office, and permit any and all persons so desiring to inspect the same at any time his office may be open; and it shall be the further duty of the County Court Clerk to give a certified copy of such statement to any person requesting or demanding the same upon the payment of the legal fees therefor, and said certified copy shall be competent evidence in any of the courts of this State upon the trial of any cause whatsoever in which the same may be material.

Delivery to
consignee
only.

SEC. 5. *Be it further enacted*, That it shall be unlawful for any railroad company, express company, corporation, or other common carrier, or the agent of any railroad company, express company, corporation, or other common carrier, to deliver any intoxicating liquor to any person other than the consignee; and in no case where there is reasonable grounds for believing that any consignment or package contains intoxicating liquors shall any railroad company, express company, corporation, or other common carrier, or the agent of such railroad com-

pany, express company, corporation, or common carrier or person, deliver such consignment or package without first having such consignee sign and deliver to the person in whose charge such consignment or package may be for delivery, a written statement in substance as follows:

“I hereby state that my name is; that my post-office address is, Tenn.; that I am more than twenty-one years of age; that I am the consignee to whom a package containing of intoxicating liquors was consigned at, on the day of, 19...., to be used for (set out the use for which such liquors are ordered or the purpose for which they are to be used.)

“Signed and dated at, Tenn., this day of, 19....”

And in no case shall any railroad company, express company, corporation, or common carrier or person, or agent of such railroad company, express company, corporation, or other common carrier or person, be liable for damages for not delivering such intoxicating liquor or package supposed to contain the same until such statement is executed and delivered as herein provided.

And in no case shall any such railroad company, express company, corporation, or other common carrier, person, or the agent of any such railroad company, express company, corporation, or other common carrier, or person, be held liable or subject to the penalties prescribed in this Act for delivering such intoxicating liquors or package to the consignee without requiring such a statement when such statement is executed and delivered as herein provided, unless the party taking such statement knows the same to be false, in which case he may refuse to deliver such intoxicating liquors or package.

SEC. 6. *Be it further enacted*, That any person who shall make the statement provided in Section 5 of this Act, knowing the same to be false, shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be fined not less than one hundred dollars nor more than five hundred dollars, and be imprisoned in the county jail not less than thirty days

Damages.

Not liable for delivery—when.

False statement.

nor more than ninety days, in the discretion of the court.

SEC. 7. *Be it further enacted*, That it shall be unlawful for any railroad company, express company, corporation, or other common carrier or person, to deliver any intoxicating liquor to any minor.

Marking on
package.

SEC. 8. *Be it further enacted*, That it shall be unlawful for any person to ship any intoxicating liquor from any point within this State without marking on the outside of the package containing such intoxicating liquors, where it can be plainly seen and read, the words: "This Package Contains Intoxicating Liquor."

SEC. 9. *Be it further enacted*, That nothing in this Act shall make it unlawful:

Personal use.

1. For any person, for the use of himself or the members of his family residing with him, to personally carry and transport to his own home such intoxicating liquor in quantities not exceeding one gallon.

2. For any person to order and have shipped and delivered to him from without the State, for his own use or the use of the members of his family residing with him, such intoxicating liquor in quantities not exceeding one gallon.

3. For any person, for his own use and the use of his family residing with him, to order from and have shipped and delivered to him such intoxicating liquor, in quantities not exceeding one gallon, from any point in this State where such liquor can be lawfully sold for the purpose for which it is ordered; *provided*, the person, firm, or corporation from whom such liquor is ordered or bought or by whom it is shipped is authorized by the laws of this State to sell liquor for the purpose for which it is ordered.

For sacra-
mental
purposes.

4. For any priest or minister of any religious denomination or sect to order, ship, or have shipped, carried, and delivered wine for sacramental purposes; or for any common carrier, corporation, or person to ship, transport, carry, or deliver wine for said purposes to any priest or minister of any religious denomination or sect.

5. For any person, firm, or corporation to order, ship, transport, carry, or deliver intoxicating liquor

into and within this State for purposes for which such liquor can be lawfully sold under the laws of this State, and to a person lawfully authorized to sell such liquors. But in all cases where any person, firm, or corporation carries and delivers any such intoxicating liquor for the purposes covered by Subsections 2, 3, 4, 5 of this section, said person, firm, corporation, or carrier, or the agent of any such firm, person, corporation, or carrier, shall require of the consignee a statement in writing, to be signed by such consignee, similar in form to the statement set out in Section 5 hereof, showing the purpose for which said liquor has been ordered and is to be used, and, in cases covered by Subsection 5 of this section, that the consignee is authorized by law to sell such liquor for the purpose for which it was ordered and delivery is sought; and any person who shall make a false statement in regard to the purpose for which said liquors are sought and are to be used or are used, shall be subject to the penalties prescribed in Section 6 hereof.

Shipments
lawfully
made.

SEC. 10. *Be it further enacted*, That the delivery for shipment, the shipment, carriage, transportation, and delivery to the consignee of such liquors within the prohibition of this Act from one point in this State to another point within the State, shall be deemed a continuing offense; and both the Circuit and Criminal Courts held in the county from or to which such shipments are made, or in which delivery of any such shipment is made, shall have jurisdiction for the trial of any and all violations of this Act, and the grand juries of said counties shall be vested with inquisitorial powers over violations of this Act, and the Circuit and Criminal Judges shall call attention to this Act in charging the grand juries.

Court
jurisdiction.

SEC. 11. *Be it further enacted*, That any person, firm, or corporation violating any of the provisions of this Act, except as hereinbefore expressly provided, shall, upon conviction, be fined not less than one hundred dollars and not more than five hundred dollars for each offense, and, in the discretion of the court, may be confined not less than thirty nor more than sixty days in the county jail.

Penalty.

SEC. 12. *Be it further enacted*, That no person shall be excused from testifying either before the grand jury or on the trial in any prosecution for violating this Act; but no disclosure or discovery made by such person shall be used against him in any penal or criminal prosecution for and on account of the matters disclosed.

Conviction on certain evidence.
SEC. 13. *Be it further enacted*, That a conviction for violation of any of the provisions of this Act may be had on the unsupported evidence of any accomplice or participant, and such accomplice or participant shall be exempt from prosecution for any offense under this law about which he may be required to testify.

SEC. 14. *Be it further enacted*, That if for any reason any section or part of this Act shall be held to be unconstitutional or invalid, then that fact shall not invalidate any other part of this Act, but the same shall be enforced without reference to part so held to be invalid.

SEC. 15. *Be it further enacted*, That in any indictment or presentment for any violation of this Act it shall not be necessary to negative the exceptions herein contained, or that the intoxicating liquor was ordered, shipped, transported, or delivered for any of the purposes set out in Section 9 hereof; but such exception may be relied upon as a defense, and the burden of establishing the same shall be upon the person claiming the benefit thereof.

SEC. 16. *Be it further enacted*, That all Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed.

SEC. 17. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed October 16, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved October 17, 1913, at 11:20 A.M.

BEN W. HOOVER,
Governor.

CHAPTER 2.

SENATE BILL No. 6.

(By Messrs. Pope, Elkins, and Maxwell.)

AN ACT to define and more effectually provide for the abatement of certain public nuisances.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the conducting, maintaining, carrying on, or engaging in the sale of intoxicating liquors; the keeping, maintaining, or conducting bawdy or assignation houses; and the conducting, operating, keeping, running, or maintaining gambling houses in violation of the laws of this State, in any building, structure, or place within this State, and all means, appliances, fixtures, appurtenances, materials, and supplies used for the purpose of conducting, maintaining, or carrying on such unlawful business, occupation, game, practice, or device; are hereby declared to be public nuisances, and may be abated under the provisions of this Act.

SEC. 2. *Be it further enacted*, That jurisdiction is hereby conferred upon the Chancery, Circuit, and Criminal Courts of this State to abate the public nuisances defined in the first section of this Act upon petition in the name of the State, upon relation of the Attorney-General, or any District Attorney of the State, or any City or County Attorney, or without the concurrence of any such officers, upon the relation of ten or more citizens and freeholders of the county wherein such nuisances may exist, in the manner herein provided.

SEC. 3. *Be it further enacted*, That whenever a public nuisance, as defined in this Act, is kept, maintained, carried on, or exists in any county in this State, a bill or petition may be filed in any Chancery, Circuit, or Criminal Court of such county, in the name of the State, by and upon the relation of any of the persons named in the second section of this Act, against the person or persons keeping,

Public
nuisances.

Bill or petition
—how filed.

maintaining, or carrying on such nuisance, and all aiders and abettors therein, and the owners, proprietors, or agents or persons or corporations in charge or control of the building or place wherein such nuisance exists, for the purpose of having such nuisance abated and permanently discontinued.

Where such bill or petition is filed by citizens and freeholders, they shall make bond, in such sum as the Judges or Chancellors shall prescribe, conditioned to pay all costs and damages in the event the court trying the case shall find and adjudge that the proceeding was instituted without probable cause; but no bond for costs or damage shall be required where the proceeding is instituted by and upon the relation of the Attorney-General or a District Attorney for the State or a County or a City Attorney.

Injunction.

SEC. 4. *Be it further enacted*, That in such proceeding the court or a Judge or Chancellor in vacation shall, upon the presentation of a bill therefor alleging that the nuisance complained of exists, award a temporary writ of injunction, with such bond as required by law in such cases, in case the bill is filed by citizens and freeholders; but no bond to be required when filed by the officers herein provided for if it shall be made to appear to the satisfaction of the court, Judge, or Chancellor, by evidence in the form of a due and proper verification of the bill or petition under oath, or of affidavits, depositions, oral testimony, or otherwise, as the complainants or petitioners may elect, that the allegations of such bill or petition are true, enjoining and restraining the further continuance of such nuisance, and the closing of the building or place wherein the same is conducted until the further order of the court, Judge, or Chancellor.

Defendants—
notice to

Five days' notice in writing shall be given the defendant or defendants of the hearing of the application; and if then continued at his or their instance, the writ as prayed for shall be granted as a matter of course; and when such injunction shall have been granted, it shall be binding upon the defendant or defendants throughout the county until modified or set aside by the court, Judge, or Chancellor having

cognizance of the case; and any violation thereof by the defendants, or upon their procurement, shall be a contempt of court and punished as hereinafter provided.

SEC. 5. *Be it further enacted*, That proceedings under this Act, whether in the Chancery, Circuit, or Criminal Courts, shall be conducted in accordance with the procedure of courts of chancery where not otherwise expressly provided herein; and all of said courts having cognizance of such proceedings are hereby given the full jurisdiction and powers of courts of equity with respect to such proceedings.

(Such proceedings shall be triable at the first term after due notice or service of process, and shall, in the Chancery and Circuit Courts, be given precedence over all other causes.)

And upon the trial thereof, evidence of the general reputation of the place where the nuisance is alleged to exist shall be admissible for the purpose of proving or tending to prove the existence of such nuisance; and the fact that the defendant has paid the internal revenue special tax as a retail liquor dealer, or is in possession of an internal revenue tax stamp as a retail liquor dealer, shall be prima facie evidence of sales of intoxicating liquors by the defendant during the time for which he has paid such internal revenue special tax; and copies of the records of the office of the Internal Revenue Collector of the United States for the District of Tennessee, showing that the defendant has paid the internal revenue special tax stamp, shall be admissible in evidence in such proceeding when such copies are certified to be full, true, and complete by the District Internal Revenue Collector. No such proceeding shall be voluntarily dismissed except upon a written, sworn statement of the relator or relators of the reasons for dismissal; and if such reasons are not satisfactory to the court, or the court shall be of opinion that the proceeding ought not to be dismissed, it may order the same to proceed, and may substitute another relator or relators willing to act as such, either with or without bond, at the court's discretion.

Prima facie
evidence.

SEC. 6. *Be it further enacted*, That if upon the trial the existence of the nuisance be established, an or-

Judgment.

der of abatement shall be entered as part of the judgment or decree of the court, which order shall direct the removal from the building or place where such nuisance exists or is maintained, of all means, appliances, fixtures, appurtenances, materials, supplies, and instrumentalities used for the purpose of conducting, maintaining, or carrying on the unlawful business, occupation, game, practice, or device constituting such nuisance; and shall direct the sale thereof, or such portion thereof as may be lawfully sold, upon such terms as the court may order, and the payment of the proceeds into court to be applied to costs or paid over to the owner, and the destruction of such portion thereof, if any, as cannot be lawfully sold within this State; and the judgment or decree shall perpetually enjoin the defendant from engaging in, conducting, continuing, or maintaining such nuisance, directly or indirectly, by themselves or their agents or representatives, and perpetually forbidding the owner of the building from permitting or suffering the same to be done in such building.

Injunction—
violation of.

SEC. 7. *Be it further enacted*, That if any person shall break into, or enter, or use any building or place while closed under a preliminary injunction granted under the provisions of this Act, or shall violate any permanent injunction granted under the provisions of this Act, he shall be subject to punishment for contempt, and, upon conviction for such contempt, shall be imprisoned in the county jail or workhouse not less than thirty days nor more than six months, and may also be fined not exceeding fifty dollars, at the discretion of the court.

SEC. 8. *Be it further enacted*, That this Act take effect March 1, 1914, the public welfare requiring it.

Passed October 16, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved October 17, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 3.

SENATE BILL NO. 3.

(By Messrs. Pope, Elkins, and Maxwell.)

AN ACT to prohibit the conveying or shipping of whisky, wine, ale, beer, and all other intoxicants from one county to another county in this State, and to give jurisdiction to the courts of the county to which shipment is made to try violations of this Act, and to fix punishment for violation of same.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That it shall be unlawful for any person, firm, or corporation to ship or convey whisky, wine, ale, beer, and all other intoxicants, from one county to another county in this State.

SEC. 2. *Be it further enacted*, That the Circuit and Criminal Courts held in the county to which shipments are made, or in which deliveries of any intoxicants are made, shall have jurisdiction to indict and try violators of this statute; and grand juries shall be vested with inquisitorial powers over violations of this statute, and Circuit and Criminal Judges shall call attention to this statute in charging the grand juries.

SEC. 3. *Be it further enacted*, That any person, firm, or corporation violating Section 1 of this Act shall, upon conviction, be fined not less than one hundred dollars and not more than five hundred dollars for each offense, and may, in the discretion of the court, in addition to a fine, be incarcerated in the county jail for any period of time the court thinks proper and right, so that it does not exceed six months.

SEC. 4. *Be it further enacted*, That this Act take

effect from and after its passage, the public welfare requiring it.

Passed October 16, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved October 17, 1913, at 10:45 A.M.

BEN W. HOOPER,
Governor.

CHAPTER 4.

SENATE BILL No. 8.

(By Mr. Wilkins.)

A BILL to be entitled An Act to amend an Act and the caption thereof entitled "An Act to provide for the preparation, issuance, and sale of sufficient number of the State of Tennessee bonds, bearing interest at the rate of four per cent per annum and maturing forty years after date, to redeem the authorized and outstanding three-per-cent 'Settlement Bonds' of the State of Tennessee, provided for and issued under Chapter 84 of the Acts of the General Assembly of 1883, and the four-and-one-half-per-cent 'Redemption' and 'Penitentiary Bonds' of the State of Tennessee, issued under Chapter 97 of the Acts of the General Assembly of 1893; to provide for a sinking fund for the payment of the bonds herein provided for, and to repeal all laws in conflict with this Act," passed on the 19th day of February, 1913, and approved on the 21st day of February, 1913, so as to authorize the Funding Board of the State in its discretion and judgment to exchange, upon certain conditions, the bonds to be issued under said Act for the old bonds maturing July 1, 1913, and the bonds maturing October 1, 1913, or for any short-time notes, stocks, bonds, or interest-bearing obligations issued under and by virtue of the laws of the State of Tennessee; to redeem, extend, or pay said old bonds; to authorize said Funding Board in its discretion and judgment to sell publicly or privately either all or a part of the bonds authorized to be issued under said Act, Chapter 12 of the Acts of 1913; to authorize said board to purchase privately at not more than par with the sinking fund as many bonds as said sinking fund will take up; to authorize said Board in its discretion and judgment to issue bonds under said Act maturing at any time not less than twenty nor more than forty years from July 1, 1913, and bearing interest at not more than four per cent per annum.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the caption of said Chapter 12 of the Public Acts of 1913, being an Act passed the nineteenth day of February, 1913, and approved the twenty-first day of February, 1913, and entitled as set out in the caption thereof, be, and the same is, hereby amended so as to read as follows:

"An Act to provide for the preparation, issuance, exchange, or sale of a sufficient number of State of Tennessee bonds, bearing interest at the rate of four per cent per annum and maturing not less than twenty nor more than forty

years after the date thereof, as said Funding Board shall, in its discretion, fix and determine, to redeem the authorized and outstanding three-per-cent 'Settlement Bonds' of the State of Tennessee provided for and issued under Chapter 84 of the Acts of the General Assembly of 1883, and the four-and-one-half-per-cent 'Redemption' and 'Penitentiary Bonds' of the State of Tennessee issued under Chapter 97 of the Acts of the General Assembly of 1893; to provide for a sinking fund for the payment of the bonds herein provided for; to authorize said Funding Board, in its discretion and judgment, to exchange, upon certain conditions, the bonds to be issued under this Act for the said 'Settlement,' 'Redemption,' and 'Penitentiary Bonds' maturing July 1, 1913, and October 1, 1913, or for any short-time notes, stocks, bonds, or interest-bearing obligations issued under and by virtue of the laws of the State of Tennessee to redeem, extend, renew, or pay said 'Settlement,' 'Redemption,' or 'Penitentiary Bonds;' to authorize said Board, in its discretion and judgment, to sell, publicly or privately, either all or a part of the bonds authorized to be issued under said Act, Chapter 12 of the Acts of 1913; and to authorize said Board to purchase privately, at not more than par with the sinking fund, as many bonds as said sinking fund will take up."

Sec. 2. *Be it further enacted*, That Section 2 of said Act, Chapter 12 of the Public Acts of the General Assembly of 1913, be, and the same is, hereby amended so as to read as follows:

Bonds—
description
of.

"Be it further enacted, That the Funding Board as contemplated in the first section of this Act shall cause coupon or registered bonds to be prepared, executed, and issued. All coupon bonds shall be in denominations of one thousand dollars, and all bonds, whether registered or coupon bonds, shall have such safeguards as to numbers, coloring, and engraving as are usual with respect to such obligations; and the said bonds hereunder issued shall be in their custody and keeping until sold. Said bonds shall be executed with the signature of the Governor and Comptroller, countersigned by the Treasurer and attested by the Secretary of State under the

great seal of the State of Tennessee. Said bonds shall be obligations upon the part of the State of Tennessee to pay the principal and interest thereon in lawful money of the United States of America, such principal and interest to be payable at the fiscal agency of the State in New York City or at the State Treasurer's office in Nashville, at the option of the holder. All coupons attached to any bonds issued under authority of this Act shall bear the facsimile signatures of the Treasurer and Comptroller of the State. The interest on all bonds issued under the provisions of this Act shall be payable semiannually on the first day of January and July of each year, for which payments appropriation is hereby made. A recital in bonds of the State of Tennessee that they are issued by the State of Tennessee by authority of an Act of the General Assembly of the State of Tennessee passed February 19, 1913, and approved February 21, 1913, and being Chapter 12 of the Public Acts of Tennessee, 1913, shall be deemed and construed to be a recital and declaration that the said bonds are issued pursuant to the provisions of the said Act, Chapter 12 of the Public Acts of Tennessee of 1913, as amended by this Act."

SEC. 3. *Be it further enacted*, That Section 1 of said Act, Chapter 12 of the Public Acts of the General Assembly of 1913, be, and the same is, hereby amended so as to read as follows:

"Be it enacted by the General Assembly of the State of Tennessee, That the Funding Board, composed of the Governor, Comptroller of the Treasury, Treasurer of the State of Tennessee, and the Secretary of State, is hereby authorized to prepare, issue, and sell, at not less than par value and accrued interest, a sufficient number of bonds of the State of Tennessee, bearing interest at the rate of four per cent per annum and maturing at such dates, being not less than twenty nor more than forty years after the date thereof, as the said Funding Board shall, in its discretion, fix and determine:

Bonds—
sale of.

"(1) To redeem the authorized and outstanding three-per-cent bonds, known as 'Settlement Bonds,' provided for and issued under Chapter 84 of the

Acts of the General Assembly of 1883 and maturing July 1, 1913.

Bonds—
Penitentiary
and Redem-
tion.

“(2) To redeem the authorized and outstanding four-and-one-half-per-cent bonds, known as ‘Redemption Bonds’ and ‘Penitentiary Bonds,’ issued under Chapter 97 of the Acts of the General Assembly of 1893 and maturing October 1, 1913; *provided, however,* that in event the said ‘Settlement Bonds’ and the said ‘Redemption Bonds’ and ‘Penitentiary Bonds,’ or any of them, are either wholly or in part redeemed and paid or renewed, refunded, or extended by temporary notes or interest-bearing obligations of the State of Tennessee, running for a period not exceeding two years, whether issued under this Act or any other Act of, or authority from, the General Assembly of the State of Tennessee, the said Funding Board shall have the power, and is hereby authorized, to issue bonds pursuant to the provisions hereof for the purpose of paying and redeeming such temporary notes; and such bonds shall be deemed to be issued for the purpose of redeeming and paying the said ‘Settlement Bonds’ of 1883 and the said ‘Redemption Bonds’ and ‘Penitentiary Bonds’ of 1893; and *provided, further,* that the moneys realized from the sale of said bonds shall in no event be used for any purpose except as herein provided.”

SEC. 4. *Be it further enacted,* That Section 8 of the said Act, Chapter 12 of the Public Acts of the General Assembly of 1913, be, and the same is, hereby amended so as to read as follows:

Bond redem-
tion—pub-
lication of
notice.

“*Be it further enacted,* That at least twice in each year the Treasurer shall advertise in one or more of the financial papers published in the city of New York and in a daily newspaper published in the city of Nashville, for sealed tenders of bonds issued under this Act, addressed to the Chairman of the Funding Board. Such advertisement shall state the amount of bonds to be purchased and the date and place of delivery, and the time of publishing such advertisement in each of said city of New York and Nashville shall be at least ten days before the date on which such tenders shall be received. On the date so named such tenders shall be opened in the pres-

ence of the Funding Board, and so many of the bonds so offered as can be purchased from the sinking fund then on hand shall be purchased at the lowest price or prices named in such tenders, and appropriation of the sinking fund for such purpose is hereby made. And all bonds so purchased, with the coupons thereto attached, if any, shall forthwith be canceled. If at the date on which such tenders shall be received no bonds are offered in such tenders at or below the par value thereof and accrued interest, the Funding Board may reject all tenders, and during the four months following the date when such tenders were received and rejected may purchase at private sale bonds issued under this Act; *provided*, the price paid therefor shall not exceed the par or face value thereof and accrued interest."

SEC. 5. *Be it further enacted*, That Section 11 of the said Act, Chapter 12 of the Public Acts of the General Assembly of 1913, be, and the same is, hereby amended so as to read as follows:

"*Be it further enacted*, That the Funding Board is hereby charged with the duty of selling the bonds herein provided for to the highest bidder or bidders, *after advertising for a period of twenty consecutive days, exclusive of Sundays, in at least one or more daily newspapers published in Nashville, Memphis, Chattanooga, and Knoxville, Tenn.; and in at least two issues of the Commercial and Financial Chronicle, a weekly paper published in New York City, New York; and in at least one issue of the Daily Bond Buyer, the American Banker, the Wall Street Journal, and the Financier, financial papers published in New York City, and the United States Investor, a financial paper published in Boston; the first publication in each of such financial papers to be at least two weeks before the date named for the receipt of bids.*

Sale—how
conducted.

"The Funding Board, in its discretion, may cause other advertisements to be made and circulars to be mailed to financial houses and investors. Such advertisements shall contain a provision to the effect that the Funding Board may reject any and all bids; and in the event of the rejection of all bids, the

Bids—right
to request.

Funding Board is authorized to readvertise for bids in the manner above described as many times as in its judgment may be necessary to effect a satisfactory sale; or in the event that all bids are rejected, the Funding Board is authorized to negotiate and sell the said bonds at either a public or private sale, and in such manner and upon such terms and condition as in its judgment may be necessary to effect a satisfactory sale; *provided*, said bonds shall not be sold at less than par value and accrued interest. The bids at all public offerings shall be tendered in sealed envelopes addressed to the Funding Board, and shall be opened publicly and simultaneously in the presence of the members thereof, in the presence of all the bidders present, and in the presence of any one else who desires to be present; and all bids shall be published in full in one of the Nashville papers.

Bidders—re-
quirements
of.

“Every bidder at a public offering of the said bonds, as a condition precedent to the consideration of his bid, which condition shall be stated in the advertisement, shall deposit with the Funding Board a certified check upon a national bank or upon a regular depository of the State of Tennessee, drawn to the order of the State Treasurer, in an amount equal to two per cent of the face value of the bonds bid for. In the event of a private sale, the Funding Board shall stipulate that the persons purchasing the bonds at private sale shall deposit, as evidence of good faith, a certified check upon a national bank or upon a regular depository of the State of Tennessee, drawn to the order of the State Treasurer, in the minimum amount required in the case of a public offering of the bonds, or such other or further amount as the Funding Board shall deem necessary or expedient; *provided, however*, that all such deposits shall be returned by the Treasurer to any and all unsuccessful bidders at any public sale within three days after the bonds have been awarded to the successful bidder or bidders. If the successful bidder at a public sale, or the person to whom the bonds are sold at private sale, shall refuse or neglect, on the date fixed by the Funding Board for the payment of the bonds, to pay to the Funding Board the

Deposit for-
feited—when.

amount of the bonds awarded to him or them at the price named in his or their bids and accrued interest, if any, less the pro rata part of the amount deposited by him or them, the amount or amounts of the deposit made shall be forfeited to and retained by the State Treasurer as liquidated damages for such neglect or refusal, and shall be paid into the sinking fund of the State for the redemption of the State debt. Said advertisement for the public sale of said bonds shall state that delivery of bonds and payments may be made therefor in either the cities of Nashville, New York, Philadelphia, Boston, Baltimore, or Chicago, at the purchaser's option. Said advertisement for public sale of said bonds shall require unconditional bids upon blank forms, to be approved by the Governor, without interlineation or erasure, and may state that the successful bidder or bidders will be furnished the approving legal opinion of such attorneys as may be selected by the Funding Board."

SEC. 6. *Be it further enacted*, That the said Act, Chapter 12 of the Public Acts of the General Assembly of 1913, be, and the same is, hereby amended by adding thereto a new section, to be known as Section 17, and which shall read as follows:

"*Be it further enacted*, That the said Funding Board shall have the power to issue and sell said bonds in such amounts and at such times as it shall deem most expedient in the interests of the State; and it may, in its discretion, accept, in payment for any bonds sold by it pursuant to the provisions of this Act, the surrender and cancellation of the said 'Settlement Bonds' of 1883 and the said 'Redemption Bonds' and the 'Penitentiary Bonds' of 1893, or any temporary bonds, notes, or interest-bearing obligations issued for the purpose of redeeming, renewing, or extending the said 'Settlement,' 'Redemption,' or 'Penitentiary Bonds,' or any of them; but in no case shall any such indebtedness be accepted in payment of such purchase price at more than its face value and any interest which may have accrued thereon to the date of such surrender."

Authority to
sell—when.

SEC. 7. *Be it further enacted*, That all laws and

parts of laws in conflict with this Act be, and the same are, hereby repealed, and this Act shall take effect from and after its passage, the public welfare requiring it.

Passed October 17, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved October 17, 1913.

BEN W. HOOPER,
Governor.

CHAPTER 5.

SENATE BILL No. 2.

(By Messrs. Fisher, Elkins, and Fulton.)

AN ACT to appropriate money out of the State treasury for the purpose of defraying the expenses of the second Extraordinary Session of the Fifty-eighth General Assembly.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the appropriations hereinafter set out are hereby made for the purpose of defraying the expenses of the second Extraordinary Session of the Fifty-eighth General Assembly, which appropriations shall be paid out of the State treasury on the warrant of the Comptroller.

The Comptroller is hereby expressly forbidden to draw his warrant on the treasury for any amount over the appropriation made for any particular purpose, and he is also forbidden to draw his warrant for any amount for any purpose for which an appropriation has not been made, either in this Act or

by law. The Treasurer is hereby forbidden to pay any warrant of the Comptroller, unless money has been appropriated by this Act or by law for that purpose, and he shall not permit any more money to be drawn from the treasury than has been appropriated for any particular purpose.

LEGISLATIVE EXPENSES.

SEC. 2. *Be it further enacted*, That the Comptroller is hereby directed to draw his warrant on the State treasury in favor of each member of the Senate and House of Representatives and each officer and employee of the General Assembly for per diem and mileage as hereinafter set out, as follows:

MEMBERS OF STATE SENATE, 1913.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Bass, E. D.	302	\$ 48 32	5	\$20 00	\$ 68 32
Brett, James, Jr.	464	74 24	5	20 00	94 24
Butler, E. E.	810	129 60	5	20 00	149 60
Cecil, Beaty	422	67 52	5	20 00	87 52
Church, J. W. C.	112	17 92	5	20 00	37 92
Clement, J. A.	84	13 44	5	20 00	33 44
Crawford, J. C.	464	74 24	5	20 00	94 24
Draughon, J. M.	60	9 10	5	20 00	29 10
Elkins, R. A.	264	42 24	5	20 00	62 24
Fisher, Hubert F.	464	74 24	5	20 00	94 24
Fitzpatrick, A. J.	84	13 44	5	20 00	33 44
Fulton, Robert	188	30 08	5	20 00	50 08
Hare, John L.	268	42 88	5	20 00	62 88
Horne, W. D.	464	74 24	5	20 00	94 24
Lambert, J. W.	150	24 00	5	20 00	44 00
Maxwell, W. H.	373	59 68	5	20 00	79 68
McAllister, Hill			5	20 00	20 00
McKinney, J. W.	370	43 20	5	20 00	63 20
Morrell, N. B.	432	69 12	5	20 00	89 12
Pardue, J. M.	516	82 56	5	20 00	102 56
Pope, L. S.	360	57 60	5	20 00	77 60
Smith, E. C.	108	17 28	5	20 00	37 28
Stewart, H. T.	102	16 32	5	20 00	36 32
Thomas, D. B.	174	27 84	5	20 00	47 84
Underwood, J. H.	382	62 72	5	20 00	82 72
Walker, J. V.	214	34 24	5	20 00	54 24
Walsh, T. J.	296	47 36	5	20 00	67 36
Welch, George N.	216	34 56	5	20 00	54 56
Williams, Sam H.	375	60 00	5	20 00	80 00
Worley, J. Parks	672	107 60	5	20 00	127 60
White, Newton H., Speaker	150	24 00	5	20 00	144 00

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Fulton, J. M., Chief Clerk.....	5	\$ 6 00	\$ 30 00
Phillips, T. M., Assistant Clerk...	5	6 00	30 00
Tansil, Tom, Reading Clerk.....	5	8 00	40 00
McConnell, F. B., Page.....	5	4 00	20 00
Clement, Robert, Page.....	5	4 00	20 00
Clement, Robert, Page.....	\$ 13 44	.....	.....	13 44
Robinson, J. N., Sergeant-at-Arms	5	4 00	20 00
Robinson, J. N., Sergeant-at-Arms	49 92	.....	.....	49 92
Due, Newt., Doorkeeper.....	5	4 00	20 00
Due, Newt., Doorkeeper.....	17 92	.....	.....	17 92
Fitzpatrick, S. N., Chaplain.....	5	4 00	20 00
Marshall, Miss Adine, Engrossing Clerk	8 00	5	6 00	38 00
Rogers, Miss Lucile, Assistant Engrossing Clerk	23 36	5	6 00	53 36
Maxwell, W. H., Chairman Enrolled Bills Committee.....	30 00
Buford, Mack, Porter.....	5	3 50	17 50
King, Nelse, Porter	5	3 50	17 50
Butler, Dock, Porter.....	5	3 50	17 50
Crosby, Turner, Porter.....	1	3 50	3 50

MEMBERS HOUSE OF REPRESENTATIVES, 1913.

Abernathy, W. K.	413	\$ 66 15	5	\$20 00	\$ 86 15
Acree, L. G.	250	40 00	5	20 00	60 00
Albright, A. D.	432	69 12	5	20 00	89 12
Argo, A. J.	254	40 64	5	20 00	60 64
Ausmus, William	582	93 12	5	20 00	113 12
Babb, W. J.	266	42 56	5	20 00	62 56
Barnett, Sidney .....	.....	.....	5	20 00	20 00
Bejach, Louis	464	74 24	5	20 00	94 24
Boyer, C. F.	602	96 32	5	20 00	116 32
Bryant, F. E.	344	55 04	5	20 00	75 04
Bullard, J. W.	420	67 20	5	20 00	87 20
Byrom, I. P.	170	27 20	5	20 00	47 20
Campbell, D. J.	360	57 60	5	20 00	77 60
Cardwell, B. D.	144	23 04	5	20 00	43 04
Chamblee, W. F.	302	48 32	5	20 00	68 32
Childs, H. T.	244	38 94	5	20 00	58 94
Cochran, J. L.	308	49 28	5	20 00	69 28
Collier, E. G.	146	23 36	5	20 00	43 36
Collier, H. S.	52	8 32	5	20 00	28 32
Cox, John I.	683	109 36	5	20 00	129 36
Creswell, E. E.	600	96 00	5	20 00	116 00
Dannell, J. T.	350	52 80	5	20 00	72 80
Davis, C. J.	180	28 80	5	20 00	48 80
Denton, C. C.	112	17 92	5	20 00	37 92
Dorsey, A. I.	420	67 20	5	20 00	87 20
Drane, John M.	359	57 44	5	20 00	77 44
Duncan, D. W.	366	58 56	5	20 00	78 56
Dunn, N. B.	442	70 72	5	20 00	90 72

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Emert, G. W.	482	\$ 80 00	5	\$20 00	\$100 00
Emmons, A. E.	324	51 84	5	20 00	71 84
Fisher, Henry	324	51 84	5	20 00	71 84
Fleeman, W. P.	160	25 60	5	20 00	45 60
Fox, F. P.	200	32 00	5	20 00	52 00
Fuller, John T.	818	130 88	5	20 00	150 88
Gallagher, Robert	136	21 76	5	20 00	41 76
Gilbert, C. C. ....	.....	.....	5	20 00	20 00
Green, Sam A.	230	36 80	5	20 00	56 80
Harpole, J. A.	162	25 92	5	20 00	45 92
Henderson, J. L.	456	72 96	5	20 00	92 96
Hill, A. E. ....	.....	.....	5	20 00	20 00
Hughes, T. B.	706	112 96	5	20 00	132 96
Hunt, W. E.	558	89 28	5	20 00	109 28
Johnson, A. S.	312	49 92	5	20 00	69 92
Johnson, W. A.	464	74 24	5	20 00	94 24
Kirkpatrick, James	664	106 64	5	20 00	126 64
Koffman, J. H.	664	106 64	5	20 00	126 64
Larsen, C. A.	464	74 24	5	20 00	94 24
LeFever, William	104	16 64	5	20 00	36 64
Link, M. E.	25	4 00	5	20 00	24 00
Long, W. H.	116	18 56	5	20 00	38 56
Love, I. R.	796	127 36	5	20 00	147 36
Malone, Lit ....	.....	.....	5	20 00	20 00
Matthews, W. J.	216	34 56	5	20 00	54 56
Mayes, A. P. ....	.....	.....	5	20 00	20 00
McCormick, G. M.	464	74 24	5	20 00	94 24
McDade, G. R.	332	53 12	5	20 00	73 12
McFarland, Lon P.	50	8 00	5	20 00	28 00
McWhorter, W. R.	264	42 24	5	20 00	62 24
Miller, W. R.	420	67 20	5	20 00	87 20
Mitchell, S. H.	551	88 20	5	20 00	108 20
Moore, I. B.	246	39 36	5	20 00	59 36
Morris, G. L.	84	13 44	5	20 00	33 44
Mullens, H. J.	50	8 00	5	20 00	28 00
Murphy, John ....	.....	.....	5	20 00	20 00
Myers, T. S.	302	48 32	5	20 00	68 32
Neely, Charles L.	464	74 24	5	20 00	94 24
Nichols, N. N.	182	29 12	5	20 00	49 12
O'Brien, John	302	48 32	5	20 00	68 32
Park, J. F.	362	57 92	5	20 00	77 92
Parke, J. E.	390	62 40	5	20 00	82 40
Pierce, Will	664	106 24	5	20 00	136 24
Quenichet, H. E.	504	80 64	5	20 00	100 64
Raulston, S. H.	290	46 40	5	20 00	66 40
Rickman, M. D.	100	16 00	5	20 00	36 00
Riggins, W. W.	108	17 28	5	20 00	37 28
Roberts, P. O.	254	40 64	5	20 00	60 64
Robinson, N. R.	140	22 40	5	20 00	42 40
Royston, C. A.	750	120 00	5	20 00	140 00
Scott, Lon A.	437	69 92	5	20 00	89 92
Schmittou, T. R.	136	21 76	5	20 00	41 76
Shaw, C. C.	375	60 00	5	20 00	80 00
Smith, J. P.	436	69 76	5	20 00	89 76

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Stanton, W. M., Speaker	464	\$ 74 24	5	\$20 00	\$194 24
Stephenson, J. V.	150	24 00	5	20 00	44 00
Stone, R. J.	80	12 80	5	20 00	32 80
Stone, A. A.	188	30 08	5	20 00	50 08
Spears, G. M.	182	29 12	5	20 00	49 12
Taylor, F. E.	608	97 28	5	20 00	117 28
Taylor, M. H.	312	49 92	5	20 00	69 92
Testerman, W. T.	613	98 08	5	20 00	118 08
Thompson, J. R.	386	61 76	5	20 00	81 76
Todd, A. L.	65	10 24	5	20 00	30 24
Walker, Paris	566	90 56	5	20 00	110 56
Weldon, W. E.	234	37 44	5	20 00	57 44
West, Frank L.	432	69 12	5	20 00	89 12
Williamson, Harry	270	43 20	5	20 00	63 20
Wilson, T. E.	302	48 32	5	20 00	68 32
Winchester, C. Lee	464	74 24	5	20 00	94 24
Cason, Charles, Chief Clerk.			5	\$ 6 00	\$ 30 00
Green, J. D., Assistant Clerk.			5	6 00	30 00
Harding, Mrs. Roberta, Engross- ing Clerk			5	6 00	30 00
Wade, Frank, Journal Clerk.			3	8 00	24 00
Cate, W. T., Sergeant-at-Arms.			5	4 00	20 00
Cate, W. T., Sergeant-at-Arms.		\$ 75 00			75 00
Larkin, T. M., Doorkeeper.			5	4 00	20 00
Larkin, T. M., Doorkeeper.		25 92			25 92
McLean, W. K., Doorkeeper.			5	4 00	20 00
McLean, W. K., Doorkeeper.		25 92			25 92
Cooper, Carl, Doorkeeper.		38 08			38 08
Cooper, Carl, Doorkeeper.		28 08			28 08
Wilson, Harry, Page.			5	4 00	20 00
Wilson, Harry, Page.		37 44			37 44
Cardwell, Henry, Page.			5	4 00	20 00
Cardwell, Henry, Page.		23 00			23 00
Stephens, Shirley, Page.			5	4 00	20 00
Stephens, Shirley, Page.		22 08			22 08
Malone, Robert, Page.			5	4 00	20 00
Smith, W. G., Assistant Sergeant- at-Arms			5	4 00	20 00
Smith, W. G., Assistant Sergeant- at-Arms		74 24			74 24
Laughter, Ed, Sergeant-at-Arms.			5	4 00	20 00
Laughter, Ed, Sergeant-at-Arms.		74 24			74 24
Hatcher, Marcellus			5	4 00	20 00
Hatcher, Marcellus		30 24			30 24
Russell, Tom			5	4 00	20 00
Russell, Tom		30 00			30 00
Russell, Tom (by error)		30 00			30 00
Foster, A. F., Chaplain.			5	4 00	20 00

PORTERS.

NAMES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	TOTAL.
Bradley, Robert			7	\$ 3 50	\$ 24 50
Fite, Will			5	3 50	17 50
Moore, Hilliard			5	3 50	17 50
McFerrin, Joe			5	3 50	17 50
Brown, Finis			5	3 50	17 50
Givens, Frank			5	3 50	17 50
Muirhead, Andrew			5	3 50	17 50
Brackin, Doc			5	3 50	17 50
Tillman, Pearl			5	3 50	17 50
Crenshaw, Garriss			5	3 50	17 50
Moore, Hilliard (first Extra Session)			20	3 50	70 00

MISCELLANEOUS.

To Marshall & Bruce Company, printing Senate bills	\$ 89 01
To Miss Margaret Gerratty, for stenographic services for Clerk of Senate	1 75
To W. Otho Beall, for services reporting memorial services in honor Senator Nat. Baxter	31 10
To Marshall & Bruce Company, for Baxter memorial book	300 00
To Miss Kate Godfrey, stenographic work, Clerk of Senate, and work on appropriation bill	10 00
Rev. R. Lin Cave, Chaplain of Senate	508 00
Expenses of committee appointed under Senate Resolution No. 2 to investigate bribery charge, to be paid to the Chairman of said committee, an amount not to exceed ..	50 00

SEC. 3. *Be it further enacted*, That the Chief Clerk of the Senate be, and he is, hereby directed to remain a sufficient time after the adjournment of the Senate to file properly the papers of the Senate with the Secretary of State, to copy the Journal for the public printer, read the proof, superintend the printing of same, and make an index to the printed Journal, and for which purpose the sum of \$250 is hereby appropriated for such purpose, and the Comptroller is authorized to issue his warrant on the State treasury for such sum in favor of said Clerk; and that the Assistant Clerk shall remain and assist the Clerk in recopying the Senate Journal, and for such service he shall be allowed \$166.66, and the Comptroller is hereby authorized to issue his warrant on the treasury for said amount when the work is completed.

SEC. 4. *Be it further enacted*, That the Chief Clerk of the House of Representatives be, and he is, hereby directed to remain a sufficient time after the adjournment of the General Assembly to file properly the papers of the House of Representatives with the Secretary of State, to copy the Journal for the public printer, read the proof, superintend the printing of the same, and make an index to the printed Journal, for which the sum of \$250 is hereby appropriated for such service, and the Comptroller is authorized to issue his warrant on the State treasury for such sum in favor of said Clerk; and that the Assistant Clerk shall remain and assist the Clerk in recopying the House Journal, and for such service he shall be allowed \$166.66, and the Comptroller is hereby authorized to issue his warrant on the treasury for said amount when the work is completed.

SEC. 5. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed October 17, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

Approved October 17, 1913.

BEN W. HOOPER,
Governor.

HOUSE RESOLUTIONS.

HOUSE RESOLUTIONS.

HOUSE RESOLUTION No. 1.

(By Messrs. Todd, Abernathy, McDade, and Taylor, of Jefferson.)

WHEREAS, since the last meeting of the General Assembly of Tennessee, one of the most distinguished and beloved members of the Senate, Hon. Nat. Baxter, Jr., has departed this life; and

WHEREAS, the entire membership of the House of Representatives of the Fifty-eighth General Assembly of Tennessee has received the news of his death with personal sorrow, and, as a body, recognize the great loss of the State and mourn his death; therefore, as a tribute to his memory,

Be it resolved, That the General Assembly has lost one of its most worthy and able members; that the State has lost an estimable citizen and a distinguished and valuable public servant.

And be it further resolved, That out of respect to him and to his memory the House stand adjourned until 11 o'clock to-morrow (Tuesday) morning, and that a copy of this resolution be forwarded to the widow of the deceased.

Adopted October 13, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 4.

(By Messrs. Thompson and Willson.)

WHEREAS, it was with deep sorrow and regret that we learned some weeks ago of the death of the Hon. R. E. L. Mountcastle, of Knoxville, a member of the National Democratic Executive Committee; and

WHEREAS, the State has lost one of her best citizens, her ablest lawyers, her foremost statesmen, and

one of her cleanest and most upright men and advocates of good, clean government; and

WHEREAS, he has so effectively served the Democratic party, given freely of his time and services to her interest, and always fought her battles without asking anything in return; therefore

Be it resolved by the House of Representatives of the Fifty-eighth General Assembly, That we are very much grieved on account of the death of Mr. Mountcastle, and keenly feel his loss, both from society and as a counselor of State and nation.

Be it further resolved, That we express to the family and his friends our sincere sympathy on account of their great loss.

Be it further resolved, That these resolutions be spread upon the Journal of this House, and that the Clerk be directed to furnish a copy to the family.

Adopted October 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

HOUSE RESOLUTION No. 5.

(By Mr. Wilson.)

Be it resolved, That it is the desire of members of the Fifty-eighth General Assembly that Governor Ben W. Hooper be, and is, hereby requested not to call another Extraordinary Session of the Legislature of the Fifty-eighth General Assembly to meet earlier than December 1, 1913, in order that the members may have time to work out some clothes and get up some winter's wood.

Adopted October 17, 1913.

W. M. STANTON,
Speaker of the House of Representatives.

SENATE RESOLUTIONS.

SENATE RESOLUTIONS.

SENATE RESOLUTION No. 1.

(By Mr. Elkins.)

Be it resolved by the Senate of Tennessee, That the rules of order for the government of the Senate of Tennessee for the First Extraordinary Session of 1913 be adopted as the rules of order for the government of this Extraordinary Session of the Senate of Tennessee, except Rule 37.

Rule 37 shall read as follows: "Upon the second reading of a bill, it shall be held without reference to any committee, except bills appropriating money, which shall be referred to and be considered by the Finance, Ways, and Means Committee."

Be it further resolved, That the standing committees and the personnel thereof of said First Extraordinary Session shall be and constitute the standing committees of this session.

Adopted October 14, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 2.

(By Mr. Elkins.)

WHEREAS, it has come to the knowledge of the Senate by reports in the public press of the State and from the statement of the Hon. J. L. Hare, a member of the Senate, that an attempt was made just prior to the convening of this Extraordinary Session to bribe the Hon. J. L. Hare, then and now a Senator from Henderson County, by offering him a valuable

consideration—to wit, \$2,500—to absent himself from the sessions of this body;

Be it resolved by the Senate, That a committee of five be appointed to investigate this reported attempt at bribery and report its findings as soon as practicable. This committee is given the power to subpoena witnesses and swear the same, to the end that the truth of this report may be ascertained and that the proper action may be taken by this body.

Adopted October 15, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 3.

(By Messrs. Stewart, Welch, and Elkins.)

WHEREAS, the Governor of Tennessee has proclaimed himself as an advocate of law and order; and

WHEREAS, he has taken an oath to support the Constitution of the State of Tennessee, which provides in Article 2, Section 15, as follows, "When vacancies happen in either House, the Governor, for the time being, shall issue writs of election to fill such vacancies;" and

WHEREAS, there are two vacancies in the Senate, caused by the resignation of Senator Blakemore and the death of Senator Baxter, and one vacancy in the House, caused by the resignation of Hon. G. M. Miller, of Marshall County; therefore

Be it resolved, That the Clerk of the Senate be, and is, hereby instructed to furnish the Governor with a copy of this resolution and notify him of said vacancies in order that he may comply with the said constitutional requirement and that the people of said counties and districts may be represented in the Fifty-eighth General Assembly.

Adopted October 16, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

SENATE RESOLUTION No. 4.

(By Mr. Pope.)

WHEREAS, it was with deep sorrow and regret that we learned some weeks ago of the death of the Hon. R. E. L. Mountcastle, of Knoxville, a member of the National Democratic Executive Committee; and

WHEREAS, the State has lost one of her best citizens, her ablest lawyers, her foremost statesmen, and one of her cleanest and most upright men and advocates of good, clean government; and

WHEREAS, he so effectively served the Democratic party, given freely of his time and services to her interest, and always fought her battles without asking anything in return; therefore

Be it resolved by the Senate of the Fifty-eighth General Assembly, That we are very much grieved on account of the death of Mr. Mountcastle, and keenly feel his loss, both from society and as a counselor of State and nation.

Be it further resolved, That we express to the family and his friends our sincere sympathy on account of their great loss.

Be it further resolved, That these resolutions be spread upon the Journal of this Senate, and that the Clerk be directed to furnish a copy to the family.

Adopted October 17, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

**SENATE
JOINT RESOLUTION.**

SENATE JOINT RESOLUTION.

SENATE JOINT RESOLUTION No. 1.

*Be it resolved by the Senate, the House concurring,
That the Legislature stand adjourned sine die at 9
o'clock P.M., October 17, 1913.*

Adopted October 17, 1913.

NEWTON H. WHITE,
Speaker of the Senate.

W. M. STANTON,
Speaker of the House of Representatives.

CERTIFICATE.

13

STATE OF TENNESSEE,)
DEPARTMENT OF STATE.)

I, R. R. Sneed, Secretary of State, do hereby certify that I have collated the foregoing Acts and Resolutions of the Fifty-Eighth General Assembly of the State of Tennessee and carefully compared them with the originals on file in my office and find them correctly printed.

Witness my hand at office this 24th day of November, A.D., 1913.

A handwritten signature in cursive script, reading "R. R. Sneed". The signature is written in dark ink and is positioned above the printed title "Secretary of State".

Secretary of State.

DOMESTIC CORPORATIONS.

DOMESTIC CORPORATIONS.

Organized under Chapter 142, Acts 1875, and Acts amendatory, published herein by direction of Section 30 of said Act, covering the period from April 1, 1911, to October 1, 1913.

NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
A				
Akers Fire Protective Co.	Shelby	June 1, 1911	U	13 602
Atkins Co., The	Knox	June 3, 1911	P	8 291
Alabama Lime and Stone Co.	Hamilton	June 10, 1911	J	11 81
Armitage Wholesale Grocery Co.	Greene	July 1, 1911	U	14 33
American Mfg. Co.	Henderson	July 1, 1911	U	14 37
Andrews Produce Co.	Shelby	July 6, 1911	U	14 47
Auto Electric Co.	Hamilton	Aug. 2, 1911	U	14 105
Abernathy Co.	Davidson	Aug. 15, 1911	U	14 133
Appalachian Development Co.	Knox	Aug. 30, 1911	U	14 169
Advance Co.	Washington	Sept. 5, 1911	U	14 175
Alexander Gin Co.	Gibson	Sept. 5, 1911	J	11 130
Anesdale Grocery Co.	Shelby	Sept. 23, 1911	U	14 219
American Real Estate Co.	Shelby	Sept. 23, 1911	Q	B 133
Asbury Marble Co.	Knox	Oct. 7, 1911	J	11 145
Appalachian Realty Co.	Claiborne	Oct. 9, 1911	Q	B 138
American Farmers and Wage Earners' Protective, Economical, Protective & Educational Union.	Henry	Oct. 9, 1911	O	166
Anderson Plumbing Co.	Madison	Nov. 11, 1911	U	14 299
Appalachian Mining Co.	Campbell	Dec. 4, 1911	J	11 179
Ashley Hotel & Investment Co.	Hamilton	Dec. 6, 1911	U	14 327
Altment, Webster Weaver Lumber Co.	Davidson	Dec. 7, 1911	J	11 181
Admas Mfg. Co.	Hawkins	Dec. 8, 1911	J	11 182
Anderson Mercantile Co.	Hardeman	Dec. 12, 1911	U	14 339
American Trust and Banking Co.	Hamilton	Dec. 20, 1911	Vol.	3 244
Athens Lime & Macadam Co., The	McMinn	Dec. 30, 1911	J	11 191
Anderson Bros. & Foster	Maury	Jan. 1, 1912	P	8 453
Arkansas & Memphis Ry. & Bridge Co.	Shelby	Jan. 3, 1912	S	3 27
Adamant Stone & Roofing Co.	Davidson	Jan. 18, 1912	U	14 409
Ashwood Rolling Mills	Maury	Jan. 19, 1912	J	11 203
Athlone Tendon Supporter Co., The	Maury	Jan. 20, 1912	U	14 415
Auria Realty Co.	Knox	Feb. 2, 1912	Q	B 154
Arctic Ice & Coal Corporation	Hamilton	Feb. 9, 1912	J	11 223
Agriculture Bank & Trust Co.	Shelby	Feb. 17, 1912	Vol.	3 296
Ardell Printing & Lithographing Co.	Shelby	Feb. 19, 1912	U	14 493
Aull & Bennett Co., The	Hamilton	Feb. 26, 1912	U	14 507
American Bank & Trust Co.	Knox	Mar. 9, 1912	Vol.	3 304
Adams Supply Co.	Robertson	Mar. 22, 1912	U	14 553
American Band of Workers	Sullivan	Mar. 26, 1912	O	6 195
Albert Realty Co., The	Hamilton	Mar. 28, 1912	Q	B 161
Acme Milling Co.	Jefferson	Mar. 29, 1912	P	9 52
Alamar Timber Co.	Shelby	Apr. 17, 1912	U	14 615
Apison Telephone Co.	James	Apr. 19, 1912	U	14 621
Ashner, Cannon Taylor Wood & Willowware	Shelby	Apr. 26, 1912	U	14 639
Alto Telephone Co.	Franklin	May 3, 1912	U	15 3
Alexander, W. B., & Co.	Maury	May 8, 1912	U	15 7
Amer. Farmers & Wage Co-operative Union	Henry	July 22, 1912	O	7 22
Alo-Cola Co. of Nashville	Davidson	July 25, 1912	U	15 82
Ashworth Crosshead Remelting Co.	Hamilton	Aug. 26, 1912	J	12 36
Alberstein Manufacturing Co.	Shelby	Aug. 5, 1912	U	15 101
American Tire & Vulcanizing Co.	Davidson	June 11, 1912	U	15 39
Agos Ridge Coal Co.	Knox	Sept. 10, 1912	J	12 44
Athens & Tenn. River R. R. Co.	Roane	Sept. 11, 1912	S	3 35
Atlas Marble Co.	Knox	Sept. 25, 1912	J	12 53
Anderson Hunter Co.	Williamson	Oct. 8, 1912	U	15 158
American Investment Co.	Davidson	Oct. 12, 1912	Q	B 188

DOMESTIC CORPORATIONS—Continued.

NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Aegis Trust Co.	Shelby	Oct. 18, 1912	U	5 176
Ajax Ginning Co.	Madison	Oct. 21, 1912	J	12 60
Knoxville Bargain Store.	Knox	Oct. 24, 1912	P	9 218
Atkins Bargain Co.	McMinn	Oct. 29, 1912	U	15 192
Aakew & Co.	Davidson	Nov. 27, 1912	U	15 219
American Construction & Development Co.	Knox	Nov. 29, 1912	J	12 75
Aerial Billiard Parlors.	Knox	Dec. 4, 1912	U	14 232
Alexander-Bennie & Co.	Davidson	Dec. 16, 1912	J	12 84
Adjustment Bureau.	Hamilton	Jan. 2, 1913	U	15 249
American Sick & Accident Co.	Shelby	Jan. 20, 1913	J	12 100
Atwood Phonograph Co.	Shelby	Jan. 25, 1913	U	15 296
Arcola Hardwood Lumber Co.	Shelby	Feb. 1, 1913	J	12 108
Ashland City Hardware Co.	Cheatham	Feb. 10, 1913	U	15 230
Atheaum Library Association.	Maury	Feb. 10, 1913	O	7 62
Atchison, D. W., Lumber.	Hamilton	Feb. 20, 1913	J	12 118
American Security Co.	Davidson	Feb. 24, 1913	U	15 304
American Sanitary Co.	Shelby	Feb. 25, 1913	U	15 306
Acme Riding Device Co.	Shelby	Mar. 6, 1913	J	12 128
American French Perfume Co.	Henry	Mar. 15, 1913	U	16 4
Appalachian Products Co.	Knox	Mar. 24, 1913	U	16 11
Auto Storage Co.	Davidson	Apr. 1, 1913	U	16 23
Allen-Scales Engineering Co.	Davidson	Apr. 15, 1913	J	12 148
Argyle Social Club.	Shelby	Apr. 18, 1913	U	16 44
American Sanitary Corporation.	Shelby	May 12, 1913	U	16 63
Avery Co., The.	Shelby	June 12, 1913	J	12 178
American Prepay Fan Co.	Shelby	June 13, 1913	J	12 180
Ashby Blactchly Mfg. Co.	Madison	June 24, 1913	J	12 183
Alsbrook, A. L., Co.	Hamilton	June 26, 1913	Q	C 10
Anderson Drug Co.	Hamilton	June 27, 1913	U	16 96
Aunt Patsy Feed Co.	Shelby	July 22, 1913	U	16 125
Atlas Investment Co.	Knox	Aug. 28, 1913	Q	C 16
Ayercoke Hosiery Mills.	Marion	Sept. 2, 1913	J	12 220
Akin Dickey & Co.	McMinn	Sept. 3, 1913	P	32 33
B				
Bank of Williston.	Fayette	Apr. 1, 1911	Vol.	3 204
Bank of Leipers Fork.	Williamson	May 10, 1911	Vol.	3 218
Bank of Niota.	McMinn	June 21, 1911	Vol.	3 225
Bank of Estill Springs.	Franklin	Aug. 12, 1911	Vol.	3 242
Bank of Philadelphia.	Loudon	Sept. 14, 1911	Vol.	3 248
Bells Banking Co.	Crockett	Sept. 16, 1911	Vol.	3 250
Bank of Greenback.	Loudon	Nov. 27, 1911	Vol.	3 264
Bank of Commerce & Savings Co.	Hamilton	Nov. 27, 1911	Vol.	3 266
Bank of Bristol, The.	Sullivan	Dec. 1, 1911	Vol.	3 268
Bank of Conasauga.	Polk	Dec. 7, 1911	Vol.	3 270
Bank of Whitehouse.	Robertson	Apr. 9, 1912	P	9 59
Bank of Edith.	Lauderdale	Apr. 26, 1912	Vol.	3 314
Bank of Gainesboro.	Jackson	Feb. 21, 1913	P	9 339
Bank Roscoe Savings Bank.	Fayette	Feb. 23, 1913	P	9 340
Bank of Pleasant Shade.	Smith	July 5, 1913	Vol.	3 396
Bank of Pocahontas.	Hardeman	July 12, 1913	Vol.	3 398
Bank & Trust Co.	Shelby	Aug. 4, 1913	Vol.	3 400
Bank of Wayne County.	Wayne	Aug. 30, 1913	Vol.	3 403
Bank of Fowlkes.	Dyer	May 28, 1911	Vol.	3 214
Barker, C. B., Construction Co.	Shelby	May 25, 1911	U	13 584
Bayless Mfg. Co.	Shelby	May 25, 1911	J	11 72
Barton Mfg. Co.	Shelby	June 1, 1911	U	13 604
Barnett Standfill Dry Goods Co.	Madison	July 27, 1911	U	14 87
Base Land Co.	Hamilton	Aug. 17, 1911	U	14 137
Barnett & Lewis Undertaking Co.	Shelby	Dec. 27, 1911	U	14 359
Bank of Buffalo Valley.	Putnam	Feb. 20, 1912	Vol.	3 296
Barnes Bros. Co., The.	Hamilton	May 9, 1912	U	15 11
Bankers Investment Co.	Davidson	June 12, 1912	Q	B 172
Beain Worthington Co.	Haywood	Sept. 10, 1912	U	15 129
Balesville Gravel & Material Co.	Shelby	Nov. 14, 1912	J	12 70
Baker Wheeler Mfg. Co.	Davidson	Nov. 27, 1912	J	12 35
Baptist Memorial Hospital.	Shelby	Dec. 24, 1912	O	7 53
Banner Laundry.	Shelby	Jan. 30, 1913	U	15 275
Baldridge, J. D., & Co.	Weakley	Mar. 12, 1913	U	15 333
Bank of Rome.	Smith	Mar. 17, 1913	Vol.	3 382
Bear Creek Coal & Coke Co.	Knox	June 19, 1913	J	12 183
Bartenders Educational & Benevolent Assn.	Hamilton	Sept. 29, 1913	O	7 111
Bearden Buggy Co.	Davidson	Aug. 16, 1911	U	14 135

DOMESTIC CORPORATIONS—Continued.

NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Belfast & Liberty Turnpike Co.	Marshall	Sept. 26, 1911	No. 1	4
B. D. Medicine Co.	Hamilton	Nov. 1, 1911	J	11 160
Belmont Auto Co.	Bedford	Nov. 11, 1911	J	11 164
Belmont Candy Co.	Shelby	Dec. 16, 1911	J	11 188
Bensley & Sons Co.	Davidson	Jan. 6, 1912	U	14 377
Belgard Clothing Mfg. Co.	Knox	Jan. 31, 1912	J	11 210
Berry Growers Bank	Lauderdale	Apr. 23, 1912	Vol. 3	312
Bethpage Home Telephone Co., The	Sumner	May 8, 1912	U	15 5
Big Brushy Coal Co., The	Knox	May 25, 1912	J	11 288
Big Rock Bank	Stewart	July 23, 1912	Vol. 3	332
Beaumont Corporation Store	Knox	Sept. 16, 1912	U	15 137
Bickley McClure Clothing Co.	Knox	Sept. 30, 1912	U	15 146
Bells Bender Cotton Co.	Shelby	Oct. 18, 1912	J	12 58
Beirne Planting Co., The	Hamilton	Oct. 21, 1912	U	15 182
Bedford County Grocery Co.	Bedford	Nov. 12, 1912	U	15 198
Beane Cemetery Co., The	Marion	Nov. 25, 1912	U	15 216
Betar Telephone Co., The	Lauderdale	Dec. 18, 1912	U	15 233
Beckett Value Co.	Davidson	Dec. 23, 1912	U	15 239
Belmont Dairy Co.	Davidson	Jan. 21, 1913	U	15 264
Berg & Schafer Co., The	Lauderdale	Jan. 27, 1913	U	15 267
Belmont Realty Co.	Davidson	Feb. 25, 1913	Q	B 198
Belle Meade Park Co., The	Davidson	Apr. 7, 1913	U	16 29
Bethel Presbyterian Church, The	Jefferson	May 8, 1913	P	9 400
Belate Ferry Co. of Sumner	Sumner	May 13, 1913	U	16 65
Beech Grove Telephone Co.	Coffee	June 21, 1913	U	16 90
Bensley-Holly Co.	Shelby	July 5, 1913	P	9 457
Beech Grove & Manchester Turnpike Co.	Coffee	Aug. 11, 1913	No. 1	9
Beethoven Orchestra Association	Shelby	Oct. 8, 1913	O	7 109
Boeuf River Land & Lumber Co.	Shelby	June 26, 1911	J	11 87
Boggs Stationery Co.	Sullivan	July 20, 1911	U	14 75
Bowers Stores, Inc.	Shelby	Aug. 29, 1911	J	11 125
Bluff City Brick & Tile Co.	Shelby	Sept. 27, 1911	J	11 140
Bon Jello Coal Co.	Knox	Oct. 25, 1911	J	11 155
Bonita Amusement Co.	Davidson	Oct. 28, 1911	U	14 269
Blue Seal Ice Cream Co.	Shelby	Nov. 15, 1911	P	8 407
Blue Book Credit Co.	Hamilton	Dec. 30, 1911	Q	B 148
Blanton-Wyatte Lumber Co., Inc.	Shelby	Jan. 9, 1912	J	11 199
Boyd Drug Co., The	Greene	Feb. 13, 1912	U	14 477
Bluff City Millinery Co.	Shelby	Mar. 9, 1912	U	14 541
Boadurant, H. C., Co.	Knox	June 4, 1912	U	15 34
Bond, E. M., Furniture Co., Amd.	Davidson	June 18, 1912	P	9 109
Booth Lee Furniture Co.	Davidson	June 29, 1912	U	15 55
Bonner Furniture Mfg. Co.	Davidson	July 8, 1912	J	12 12
Bondurant, H. C., Co., Amd.	Knox	July 12, 1912	P	9 133
Black Mountain Land Co.	Sullivan	July 24, 1912	P	9 142
Black & Partee	Tipton	Aug. 23, 1912	U	15 113
Blackburn & Toohy Co.	Shelby	Sept. 13, 1912	U	15 133
Blocker Peete Drug Co.	Shelby	Oct. 21, 1912	U	15 134
Board of Trustees, Presbyterian, U. S. A.	Rutherford	Nov. 9, 1912	O	7 48
Board of Trustees, Kirkwood Presbyterian, U. S. A.	Knox	Dec. 3, 1912	P	9 224
Bluff City Bottling Co.	Shelby	Dec. 18, 1912	U	15 234
Bomar Bros. Candy Co.	Davidson	Dec. 31, 1912	U	15 242
Bawker, L. W., & Co.	Shelby	Feb. 24, 1913	U	15 202
Bonham Lumber Co.	Roane	Mar. 14, 1913	J	13 133
Board of Trustees of Pentecostal Ch.	Robertson	Mar. 28, 1913	P	9 371
Bloomington Home Telephone Co.	Jackson	Apr. 14, 1913	U	16 38
Blue Ridge Power Co.	Knox	May 31, 1913	U	16 76
Bluff City Supply Co.	Sullivan	June 25, 1913	U	16 94
Blount Mutual Fire Ins. Co.	Blount	July 29, 1913	P	9 481
Bonchard, John & Sons Co.	Davidson	Sept. 24, 1913	J	12 229
Brackentown Home Telephone Co.	Sumner	May 12, 1911	U	13 562
Brydstown Milling Co.	Pickett	May 17, 1913	J	11 67
Brotherhood Supply Co.	Hamilton	May 31, 1911	U	13 596
Builders Stock Co.	Van Buren	June 1911	U	13 632
Brook Publishing Co.	Davidson	June 15, 1911	U	13 638
Buell Mfg. Co.	Shelby	June 16, 1911	U	13 642
Braswell Tie & Log Co.	Sumner	June 29, 1911	Q	B 122
Bratten Gin Co.	Tipton	July 13, 1911	J	11 98
Burmeister Plumbing Co.	Shelby	July 27, 1911	U	14 89
Bush Grace Produce Co.	Shelby	Aug. 5, 1911	U	14 117
Brasclon Printing Co.	Franklin	Sept. 26, 1911	U	14 227
Brown & Burton Co.	Hamilton	Oct. 20, 1911	Q	B 139
Branch Fish & Oyster Co.	Shelby	Nov. 9, 1911	U	14 291
Bristol Furniture Co., Amd.	Sullivan	Jan. 4, 1911	P	8 459

DOMESTIC CORPORATIONS—Continued.

NAME OF CORPORATION	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Bradley County Fair Association.....	Bradley.....	Jan. 18, 1917	U	14 405
Brandau-Craig-Dickerson Co.....	Davidson.....	Feb. 6, 1912	J	11 218
Bristol Laundry Co.....	Sullivan.....	Feb. 14, 1912	U	14 481
Bryant Hardware Co.....	Bradley.....	Apr. 4, 1912	U	14 483
Brownlow, W. P., Monument Assoc.....	Washington.....	May 7, 1912	O	7 5
Brown, J. R., Alpha Co.....	Hamilton.....	June 29, 1912	U	15 54
Byrd-Laird Hardware Co.....	Washington.....	July 31, 1912	U	15 96
Breeding Medicine Co.....	Hamilton.....	Aug. 3, 1912	P	9 159
Brandon Coal & Ice Co.....	Shelby.....	Aug. 5, 1912	U	15 99
Brown, Geo. K., Co.....	Hamilton.....	Sept. 25, 1912	U	15 145
Brownsville Laundry Co.....	Haywood.....	Oct. 21, 1912	U	15 194
Brady Construction Co.....	Knox.....	Nov. 18, 1912	U	15 204
Byrns Mercantile Co.....	Dickson.....	Dec. 13, 1912	U	15 289
Brabson Telephone Co.....	Greene.....	Dec. 16, 1912	U	15 231
Brown Bros. Land & Lumber Co.....	Shelby.....	Jan. 15, 1913	P	9 308
Brooking Mowry Calloway Co.....	Bradley.....	Jan. 17, 1913	U	15 259
Bringhurst Booton Co.....	Hamilton.....	Feb. 6, 1913	P	9 334
Burk & Co.....	Hamilton.....	Feb. 17, 1913	P	9 336
Burbage Produce Co.....	Washington.....	Feb. 24, 1913	U	15 301
Bridges & Condra Co.....	Shelby.....	Apr. 3, 1913	U	16 27
Bure' & Co.....	Shelby.....	Apr. 9, 1913	J	12 45
Burkhardt, P. A. & Son.....	Tipton.....	May 5, 1913	U	16 58
Builders Exchange.....	Knox.....	May 19, 1913	O	7 81
Breen, J. T., Printing Co.....	Knox.....	June 27, 1913	U	16 100
Buffalo Mfg. Co.....	Lewis.....	Aug. 26, 1913	U	16 150
Bristol Association of Credit Men.....	Sullivan.....	Sept. 8, 1913	J	12 223
C				
Cameron & Barr Co.....	Hamilton.....	May 4, 1911	U	13 556
Centennial Club.....	Davidson.....	May 29, 1911	O	6 139
Central Chemical Co.....	Shelby.....	June 5, 1911	U	13 610
Canmann, L. B., Woodenware Co.....	Shelby.....	June 8, 1911	U	13 615
Calumet Realty Co.....	Hamilton.....	June 28, 1911	U	14 23
Central Tennessee, of M. E. Church.....	Lawrence.....	Sept. 13, 1911	O	6 161
Carter-Rogan Co.....	Cumberland.....	Sept. 11, 1911	Q	B 133
Central Lumber Co.....	Hamilton.....	Oct. 4, 1911	J	11 142
Caradine & Turner Coal Co.....	Shelby.....	Sept. 23, 1911	J	10 230
Cassety Oil & Grease Co.....	Davidson.....	Aug. 3, 1911	J	10 231
Cassety Oil Co.....	Davidson.....	Jan. 3, 1912	J	11 194
Capitol Baking Co.....	Davidson.....	Jan. 28, 1912	U	14 482
Central Park Land Co.....	Hamilton.....	Feb. 2, 1912	Q	B 153
Central Amusement Co.....	Sullivan.....	Mar. 6, 1912	U	14 535
Cedar Hill Nursery & Orchard Co.....	Franklin.....	Mar. 13, 1912	U	14 545
Campbell Drug Co.....	Bradley.....	Mar. 27, 1912	U	14 559
Carter, R. C., & Co.....	Davidson.....	May 2, 1912	U	12 2
Cane Timber Co.....	Giles.....	May 7, 1912	U	14 4
Catholic Club, The.....	Davidson.....	May 16, 1912	O	7 10
Central Cotton Gin Co.....	Gibson.....	May 20, 1912	U	15 24
Carter, E. H. & E. L., Co.....	Shelby.....	June 7, 1912	J	11 294
Cedar Bluff Marble Co.....	Knox.....	June 20, 1912	J	12 3
Carter County Bobbin Co.....	Carter.....	July 16, 1912	J	12 17
Central Leasing Co.....	Knox.....	July 20, 1912	U	15 77
Catoosa Limestone Products Co.....	Hamilton.....	July 24, 1912	U	15 86
Carr-Webber Co.....	Davidson.....	July 30, 1912	U	15 82
Carlen Land Co.....	Hamilton.....	Aug. 24, 1912	Q	B 151
Central Garage Co.....	Davidson.....	Sept. 18, 1912	U	15 140
Central Baptist Church.....	Washington.....	Sept. 20, 1912	O	7 39
Central Cigar Co.....	Davidson.....	Oct. 22, 1912	U	15 185
Carter Optical Co.....	Knox.....	Oct. 23, 1912	U	15 186
Cameron Smokeless Boiler Co.....	Washington.....	Nov. 2, 1912	U	15 194
Carroll Coal Co.....	Shelby.....	Nov. 25, 1912	U	15 214
Camp Coal Co.....	Knox.....	Jan. 17, 1913	J	12 97
Cherokee Glove & Mfg. Co.....	Wilson.....	Jan. 17, 1913	J	12 98
Cadillac Sales Co.....	Knox.....	Jan. 30, 1913	J	12 105
Carr Taxicab Co.....	Bradley.....	Apr. 8, 1913	U	16 3
Carthage Agricultural & Live Stock Co.....	Smith.....	Apr. 15, 1913	U	16 40
Cash Melton Hardware Co.....	Hamilton.....	Apr. 25, 1913	U	16 51
Cathrons Creek Coal Co.....	Knox.....	May 14, 1913	J	12 106
Century Co.....	Hamilton.....	July 12, 1913	U	16 118
Catlin, J. E., Co.....	Shelby.....	July 12, 1913	U	16 119
Capitol Hotel & Catering Co.....	Davidson.....	July 30, 1913	U	16 130
Capitol City Land Co.....	Davidson.....	May 5, 1913	Q	C 4
Carrington Manning Co.....	Shelby.....	Aug. 7, 1913	U	16 132

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Central Realty Co.	Davidson	Aug. 28, 1913	Q C	15
Clements Paper Co.	Davidson	Apr. 12, 1911	U	13 502
Citizens Bank of Mulberry	Lincoln	Apr. 11, 1911	Vol. 3	206
Citizens Savings Bank	Greene	Apr. 24, 1911	Vol. 3	212
Childrens Protective Union of Memphis	Shelby	Apr. 28, 1911	O	6 130
City Ice & Coal Co.	Bradley	May 2, 1911	U	13 543
Christian Union Workers Church.	Shelby	June 6, 1911	O	6 142
Cheek, C. T., & Son	Davidson	June 7, 1911	U	13 614
Chattanooga Dry Cleaning Co.	Hamilton	June 8, 1911	U	13 620
Chattanooga Talc Co.	Hamilton	June 12, 1911	J	11 82
Citizens Bank & Trust Co.	Crockett	June 12, 1911	Vol. 3	224
Chickasaw Stone & Material Co.	Shelby	June 15, 1911	J	11 84
Clarksville Leaf & Tob.	Montgomery	July 1, 1911	U	14 39
Central Presbyterian Church.	Maury	July 12, 1911	O	6 153
City Federation of Colored Women's Club.	Madison	Feb. 18, 1911	O	7 65
Chattanooga Undertaking Co.	Hamilton	July 1, 1911	U	14 101
Citizens Warehouse Co.	Robertson	Sept. 1, 1911	U	14 171
Citizens Insurance Co.	Shelby	Sept. 9, 1911	U	14 193
Chattanooga Milling Co.	Hamilton	Sept. 11, 1911	J	11 130
Clifton & Tennessee River Packet Co.	Wayne	Sept. 21, 1911	U	14 215
Chickasaw Motor Car Co.	Shelby	Sept. 23, 1911	J	11 138
Cherokee Glove Co.	Davidson	Oct. 7, 1911	J	11 144
Chalmers Memphis Co.	Shelby	Oct. 25, 1911	U	14 261
Chattanooga Traction Co.	Hamilton	Oct. 26, 1911	P	8 389
Carthage Hickory Spoke Works	Overton	Oct. 27, 1911	U	14 263
Chattanooga Nova Cola Co.	Hamilton	Nov. 13, 1911	J	11 169
Chattanooga, Roane & Interurban Ry. Co.	Hamilton	Nov. 13, 1911	S	3 26
Clinch River Power Co.	Anderson	Nov. 27, 1911	U	14 32
Cleveland Foundry & Machine Works	Bradley	Dec. 16, 1911	J	11 187
Chickasaw Farm	Shelby	Jan. 17, 1912	U	14 401
Chattanooga Rubber Tire Works	Hamilton	Jan. 29, 1912	P	8 486
Citizens State Bank of Spring City	Rhea	Jan. 29, 1912	Vol. 3	282
Citizens Bank & Trust Co.	Franklin	Jan. 29, 1912	Vol. 3	284
Chattanooga Truck Co.	Hamilton	Feb. 1, 1912	U	14 449
City Garage & Transfer Co.	Knoxville	Feb. 16, 1912	J	11 228
Citizens Bank of Tazewell	Clairborne	Mar. 1912	Vol. 3	302
Childrens Release Society	Cheatham	Mar. 14, 1912	O	6 188
City Drug Store.	Franklin	Apr. 8, 1912	U	14 591
Crown Laundry	Hamilton	Apr. 8, 1912	U	14 593
Clarksville Athletic Assc.	Montgomery	May 15, 1912	U	15 19
Chickasaw Hotel Co.	Shelby	May 21, 1912	U	15 25
Cherry Mercantile Co.	Lauderdale	May 22, 1912	U	15 27
Clarksville & Dunbar Cave Ry. Co.	Montgomery	Jun. 13, 1912	P	9 102
Citizens Bank & Trust Co.	Shelby	Jun. 15, 1912	Vol. 3	322
Chattanooga Leasing Co.	Hamilton	July 5, 1912	Q B	174
Chastin-Davis & Vestal Co.	Knox	July 16, 1912	P	9 135
City Taxicab Co. of Nashville	Davidson	July 28, 1912	U	15 84
Clarksville Lodge No. Loyal O. of Moose	Montgomery	July 30, 1912	O	7 25
Chickasaw Oil Mill	Shelby	Aug. 7, 1912	J	12 26
Chattanooga Beaver Dam No. 3	Hamilton	Aug. 15, 1912	O	7 27
Chattanooga Horse & Mule Exchange.	Hamilton	Aug. 20, 1912	U	15 107
Clarksville Good Roads Co.	Montgomery	Aug. 21, 1912	U	15 109
Chattanooga Warehouse & Cold Storage Co.	Hamilton	Aug. 28, 1912	J	12 38
Chilwee Mercantile Co.	McMinn	Sept. 3, 1912	U	15 121
Church Hill Supply Co.	Hawkins	Sept. 23, 1912	U	15 123
Clarksville Theater Co.	Montgomery	Sept. 7, 1912	U	15 127
City Real Estate Co.	Knox	Sept. 9, 1912	J	12 42
Cincinnati Southern Ry. Co.	Davidson	Sept. 30, 1912	S	3 36
City Cleaning & Dye Works	Knox	Oct. 1, 1912	U	15 150
Citizens Bank of Watertown	Wilson	Oct. 16, 1912	U	15 170
Chuokey River Hydro Electric Co.	Wayne	Oct. 18, 1912	U	15 175
Charlotte Hardware Co.	Dickson	Oct. 23, 1912	U	15 186
Chickasaw Premium Co.	Shelby	Oct. 26, 1912	J	12 65
City Bank & Trust Co.	Warren	Oct. 30, 1912	Vol. 3	348
Chattanooga Motorcycle Co. & Supply Co.	Hamilton	Nov. 9, 1912	U	15 197
Church Hill Bank	Hawkins	Nov. 18, 1912	Vol. 3	354
Chilwee Hosiery Co.	Knox	Nov. 19, 1912	U	15 207
Chattanooga & Chickamauga Interurban Ry. Co.	Hamilton	Nov. 22, 1912	U	15 212
Chattanooga Iron & Coal Corporation.	Hamilton	Nov. 27, 1912	J	12 73
Chattanooga Title Co.	Hamilton	Jan. 2, 1913	Vol. 3	362
Chattanooga Landscape Co.	Hamilton	Jan. 31, 1913	U	15 272
Chattanooga Reunion Assc.	Hamilton	Feb. 1913	O	7 63
City Drug Co.	Maury	Feb. 8, 1913	U	15 386
Cleveland Ice & Cold Storage Corporation.	Bradley	March 25, 1913	J	12 140

DOMESTIC CORPORATIONS—Continued.

NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Chattanooga Buick Co.	Hamilton	Apr. 15, 1913	J	12 143
Chattanooga Coffee & Mfg. Co.	Hamilton	Apr. 29, 1913	J	12 160
Citizens Trust Co.	Rutherford	Apr. 29, 1913	J Vol.	3 333
Chickasaw Machine & Foundry Co.	Shelby	May 14, 1913	J	12 167
Champion Marble Co.	Knox	May 15, 1913	J	12 168
Chattanooga Encampment Assc.	Hamilton	June 16, 1913	J O O	7 93
Charity Lodge 370	Stewart	July 18, 1913	O O	7 100
Chattanooga Dixie Baseball Club	Hamilton	Aug. 19, 1913	U	16 141
Chandler Sales Co.	Shelby	Aug. 21, 1913	U	16 146
Chattanooga Motordome Co.	Hamilton	Sept. 13, 1913	U	16 171
Clark Molasses Co., Incorporated	Shelby	Sept. 23, 1913	J	12 223
Colonial Film Co.	Davidson	Apr. 29, 1911	J	13 533
Commercial Underwriters	Shelby	May 30, 1911	J	11 75
Colored Brakemen Assc.	Shelby	June 32, 1911	J O	6 151
Continental Live Stock & Casualty Ins.	Hamilton	June 23, 1911	U	14 17
Cookmore Hotel Co.	Marion	July 4, 1911	U	14 43
Colored Assc. of Tennessee	Wilson	July 20, 1911	O	6 154
Commercial Bank & Trust Co.	Hamilton	Aug. 2, 1911	Vol.	3 240
Co-operative Union, The	Shelby	Aug. 17, 1911	U	14 139
Coles, E. L., & Co.	Davidson	Aug. 13, 1911	U	14 168
Collins Drug Co.	Fayette	Sept. 25, 1911	U	14 225
Copperhill Furniture & Hardware Co.	Polk	Oct. 2, 1911	J	11 141
Columbian Wyandotte Co.	Davidson	Oct. 19, 1911	U	14 245
Co-operative Drug Mfg. Co.	Madison	Oct. 20, 1911	P	8 308
Cordova Building Co.	Shelby	Oct. 30, 1911	U	14 273
Corinth Savannah Turnpike Co.	Hardin	Nov. 1, 1911	No.	1 5
Coco-Cola Bottling Works	Henderson	Jan. 31, 1912	U	14 446
Colby, W. H., Incorporated	Hamilton	Feb. 2, 1912	J	11 217
Cooper Nelson Hardware Co.	Gibson	Feb. 2, 1912	U	14 455
Coca-Cola Bottling Works	Roane	Feb. 6, 1912	P	8 495
Contract Shovelng Co.	Knox	Feb. 27, 1912	U	14 515
Co-operative Advertising Co.	Davidson	Apr. 1912	J	11 269
Copperhill Baseball Assc.	Polk	Apr. 24, 1912	J	11 271
Connasauga Mining Co.	Knox	May 18, 1912	J	11 286
College for Women	Franklin	May 21, 1912	O O	7 12
Commercial Club	Williamson	May 21, 1912	O O	7 14
Collateral Loan Society	Shelby	May 25, 1912	U	15 30
Coalfield Coal Co.	Knox	May 29, 1912	J	11 280
Conservation Marble Co.	Knox	June 4, 1912	J	11 291
Coal Creek Water Co.	Anderson	June 17, 1912	U	15 43
Columbia Produce Co.	Maury	June 21, 1912	U	15 47
Coca-Cola Bottling Works Co.	Obion	July 29, 1912	U	15 85
Cumberland Club of Rockwood	Roane	Aug. 31, 1912	O O	7 34
Co-operative Profit-Sharing Brokers Assc.	Shelby	Sept. 7, 1912	U	15 125
Cooper Smith Lumber Co.	Maury	Sept. 13, 1912	J	12 47
College Inn Co.	Shelby	Sept. 13, 1912	U	15 131
Cotton Factories Assc. of Memphis	Shelby	Oct. 3, 1912	O	7 43
Columbia Grain Co.	Davidson	Oct. 16, 1912	U	16 171
Cowan, C. M., & Co.	Knox	Nov. 1, 1912	J	12 67
Commonwealth Trust Co.	Shelby	Nov. 1, 1912	Vol.	3 250
Converse Bridge Co.	Hamilton	Dec. 21, 1912	U	15 237
Co-operative Motor Repair Co.	Davidson	Feb. 6, 1913	U	14 281
Co-operative Realty Co.	Hamilton	Feb. 7, 1913	J Q B	12 196
Coca-Cola Bottling Works of Columbia	Maury	Mar. 5, 1913	J	12 124
Cockrill Bros. Co.	Madison	Mar. 24, 1913	U	17 13
Cherokee Glove Mfg. Co.	Wilson	Jan. 17, 1913	J	12 95
Cooper Union Real Estate Co.	Shelby	Mar. 31, 1913	J Q C	1 1
College Grove Telephone Co.	Williamson	Apr. 24, 1913	U	16 48
Coleman Mfg. Co.	Shelby	Apr. 25, 1913	J	12 155
Collins & Shea Coal Co.	Shelby	May 2, 1913	U	16 57
Coastor Co., The	Knox	May 10, 1913	J	12 163
Collinwood Land Co.	Wayne	May 19, 1913	Q C	7 7
Confederate Memorial Hall	Hamilton	June 16, 1913	O	7 91
Combination Curry Comb & Brush Co.	Hamilton	July 9, 1913	J	12 180
Collierville Land Co.	Shelby	July 11, 1913	J Q C	11 11
Colonial Country Club	Shelby	July 23, 1913	O	7 101
Cowan Electric Light & Water Co.	Franklin	July 26, 1913	U	16 128
Cooper Phillips Drug Co.	Morgan	Aug. 13, 1913	U	16 140
Colston Lumber Co.	Shelby	Sept. 13, 1913	U	16 172
Cowan Telephone Co.	Franklin	Sept. 16, 1913	U	16 176
Cumberland Oil & Gas Co.	Coffee	May 30, 1911	U	13 592
Crescent Amusement Co.	Davidson	June 15, 1913	U	13 634
Custom House Drug Co.	Knox	July 1, 1911	U	14 35
Cumberland Sanitarium	Wilson	Aug. 18, 1911	U	14 141

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Crescent Amusement Co.	Hamilton	Aug. 18, 1911	U 14	143
Crook Sanitarium	Madison	Aug. 21, 1911	U 14	149
Curry McCraw Building Co.	Shelby	Sept. 6, 1911	U 14	183
Cumberland Valley Insurance Co.	Davidson	Oct. 17, 1911	U 14	251
Cumberland Concrete Construction Co.	Montgomery	Oct. 18, 1911	J 11	150
Cumberland Cedar Mills.	Bedford	Oct. 19, 1911	J 11	152
Cumberland Produce Co.	Davidson	Nov. 6, 1911	U 14	287
Cumberland Banner Publishing Co.	Coffee	Dec. 23, 1911	P 14	438
Cunningham Evans Grain Co.	Bedford	Feb. 2, 1912	U 14	451
Crawford Land & Planting Co.	Shelby	Mar. 6, 1912	U 14	533
Cumberland Valley & Interstate Ry. Co.	Sumner	Apr. 3, 1912	S 3	30
Crox Hollian Construction.	Hamilton	Apr. 14, 1912	U 14	603
Cumberland Oil Co.	Franklin	Apr. 27, 1912	J 11	273
Criterion Oil Co.	Davidson	May 2, 1912	U 15	1
Cumberland Motor Co.	Davidson	Aug. 22, 1912	U 15	111
Crescent Coal Co.	Roane	Sept. 19, 1912	J 12	49
Cumberland Plateau Training School	Cumberland	Sept. 30, 1912	J 15	147
Crenshaw Gary Lumber Co.	Shelby	Nov. 29, 1912	J 12	76
Cumberland Stave & Heading Co.	Overton	Dec. 2, 1912	J 12	78
Cookeville Mercantile Co.	Putnam	Feb. 4, 1913	U 15	280
Connecticut Pie Co.	Shelby	Feb. 1, 1913	U 15	276
Crabtree Metal Works.	Hamilton	Feb. 19, 1913	J 12	117
Cross Equipment Distributing Co.	Shelby	Mar. 26, 1913	U 16	19
Crestwood Hospital Co.	Montgomery	May 28, 1913	O 7	82
Crandall, W. W. Co.	Davidson	June 17, 1913	U 16	87
Cumberland Realty Co.	Davidson	July 15, 1913	U 16	122
Cumberland Valley Interurban Ry.	Davidson	July 16, 1913	S 3	40
D				
Discount Bank & Trust Co.	Shelby	Apr. 21, 1911	P 8	245
Democrat Publishing Co.	Hamilton	Apr. 27, 1911	J 13	532
Dixie Clay Products Co.	Clay	May 10, 1911	U 11	62
Dance, E. E., Co.	Campbell	June 21, 1911	J 10	302
Dixie Machinery Co.	Shelby	May 20, 1911	U 13	576
Denton, D. S., Lumber Co.	Shelby	June 28, 1911	U 14	29
Democrat Co., The	Davidson	July 20, 1911	U 14	81
Dixie Engineering Co.	Shelby	Sept. 11, 1911	J 11	132
Diamond Stave, Tie and Lumber Co.	Cumberland	Sept. 27, 1911	J 11	139
Dean, Admas & Co.	Shelby	Sept. 27, 1911	Q B	135
Dickson State Bank	Dickson	Oct. 24, 1911	Vol. 3	260
Daughters of Zion	Bedford	Nov. 1, 1911	O 6	175
DeArmond, Fred Co.	Knox	Nov. 22, 1911	U 14	317
Denton Wilson Lumber Co.	Shelby	Dec. 6, 1911	P 8	416
DeSoto Fire Ins. Co.	Shelby	Dec. 8, 1911	U 14	231
Dixie Dairy Lunch Co.	Davidson	Dec. 9, 1911	U 14	333
DeSoto Investment Co.	Shelby	Dec. 12, 1911	U 14	343
Davis Automatic Filing Co.	Sullivan	Feb. 19, 1911	J 11	229
Dean Coal Co.	Knox	Mar. 30, 1912	J 11	256
Dental Laboratory Co.	Shelby	Apr. 3, 1912	J 11	260
DeSoto Coal Co.	Shelby	Apr. 17, 1912	U 14	617
DeSoto General Agency	Shelby	May 8, 1912	U 15	8
DeSoto Hotel Co.	Shelby	May 8, 1912	U 15	9
Dan Shea Boiler Works	Shelby	May 9, 1912	U 15	12
Direct Sales Co.	Knox	June 21, 1912	U 15	49
Deermont Tiling Co.	Roane	Aug. 19, 1912	J 12	33
Dismukes, S. C., Hat Co.	Knox	Oct. 23, 1912	U 15	187
Dixie Chemical Co.	Davidson	Nov. 20, 1912	U 15	210
Delevann Cafe Co.	Davidson	Dec. 13, 1912	U 15	230
Darnell, I. M., Sons Co.	Shelby	Jan. 10, 1913	J 12	96
Dixie Brick & Tile Co.	Henry	Feb. 10, 1913	J 12	112
Dawson Mfg. Co.	Shelby	Feb. 17, 1913	U 15	297
Dairyman's Co-operative Cattle Co.	Shelby	Mar. 24, 1913	U 16	18
Dixie Mfg. Co.	Shelby	Apr. 22, 1913	J 12	153
Dayton Ice Co.	Rhea	May 10, 1913	J 12	162
Dayton Hosiery Mills	Rhea	July 26, 1913	J 12	199
Dixie Stove & Mfg. Co.	Knox	Aug. 22, 1913	J 12	214
Dayton Canning Co.	Rhea	Sept. 10, 1913	J 12	224
Devil's Den Lumber Co.	Knox	Sept. 17, 1913	J 12	226
Duck River Power Co.	Bedford	May 5, 1911	U 13	552
Dyer County Title & Abstract Co.	Dyer	June 23, 1911	U 14	15
Dollar Shop	Lake	Oct. 3, 1911	U 14	236
Dyersburg Hoop Co.	Dyer	Nov. 8, 1911	J 11	163
Dyersburg Home Telephone Co.	Dyer	Nov. 9, 1911	U 14	293

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Dudley Lumber Co.	Shelby	Dec. 1, 1911	J	11
Dyer Home Telephone Co.	Gibson	Jan. 6, 1912	U	14
Duttlinger Grocery Co.	Shelby	Jan. 25, 1912	U	14
Douglas Eubank Art Co.	Knox	Jan. 31, 1912	J	11
Dyersburg Athletic Club	Dyer	Mar. 20, 1912	O	6
Dotson Branch Home Telephone Co.	Putnam	Mar. 29, 1912	U	14
Dupont Automatic Machine Co.	Davidson	Apr. 24, 1912	U	14
Door of Hope	Davidson	May 20, 1912	O	7
Donaldson Bank & Trust Co.	Davidson	June 16, 1912	Vol.	3
Durbon Paint Mfg. Co.	Davidson	July 3, 1912	J	12
Double Springs Presbyterian Church	Putnam	Dec. 11, 1912	P	9
Doe Creek Home Telephone Co.	Jackson	Feb. 3, 1913	U	15
Dresden Fruit Growers Association	Weakley	Mar. 1, 1913	U	15
Dun & Co.	Shelby	Apr. 3, 1913	U	16
Dollison, R. F., Wall Paper Co.	Shelby	Apr. 14, 1913	U	16
Doe Valley Union Store	Johnson	Apr. 19, 1913	U	16
Dover Drug Co.	Stewart	June 18, 1913	U	16
Dow Engraving Co.	Hamilton	July 9, 1913	J	12
E				
Etowah Land & Development Co.	McMinn	Apr. 22, 1913	Q	B
Evansville Mercantile Co.	Rhea	Apr. 22, 1913	U	13
Ellendale Land Co.	Shelby	Apr. 22, 1913	P	8
Elkdom Publishing Co., The	Shelby	May 18, 1913	U	13
Elder-Dickerson & Co., Bankers, Inc.	Shelby	May 18, 1913	P	8
Empire Construction Co.	Knox	May 25, 1913	U	13
Eastside Investment Co.	Hamilton	June 1, 1913	U	13
Estes, F. L., & Co., Inc.	Davidson	June 5, 1913	J	11
English Plantation Co.	Dyer	Aug. 4, 1913	Q	B
Evans, G. H., Lumber Co.	Hamilton	Aug. 17, 1913	J	11
Evans, Parker & Moore, Inc.	Maury	Sept. 2, 1913	P	8
Eagle Distilling Co.	Knox	Sept. 25, 1913	U	14
Eureka Cotton Mills	McMinn	Nov. 4, 1913	J	11
Electric Supply Co., Amd.	Shelby	Nov. 20, 1913	J	11
Erwin Shoe & Harness Co.	Union	Nov. 27, 1913	U	14
Eastern Trimmed Hat Co., Amd.	Shelby	Dec. 27, 1913	P	8
Elliott, Edward S., Co.	Shelby	Jan. 9, 1912	U	14
Edgefield Land Co., The., Amd.	Davidson	Jan. 15, 1912	P	8
Earthman Lumber Co.	Rutherford	Jan. 20, 1912	U	14
Eva Land Co.	Benton	Feb. 17, 1912	Q	B
English Latura Furniture Co.	Shelby	Feb. 26, 1912	U	14
East Tennessee Traction Co.	Hamilton	Mar. 8, 1912	S	3
East Tennessee Sanitarium	Knox	Mar. 19, 1912	P	9
East Tennessee Sanitarium, Amd.	Knox	Mar. 19, 1912	P	9
Evanston Land Co.	Davidson	Mar. 27, 1912	Q	B
Economy Bag Closing Co.	Knox	Apr. 2, 1912	J	11
Essenkey Sales Co.	Shelby	Apr. 23, 1912	U	14
Elder-Conroy Realty Corporation	Montgomery	June 14, 1912	U	15
Equitable Realty Co., Amd.	Carter	June 28, 1912	P	9
Etowah Water & Light Co., Amd.	McMinn	July 5, 1912	U	15
Elder-Dickerson & Co., Amd.	Shelby	July 13, 1912	P	9
East Sparta Saw & Planing Mill Co.	White	July 24, 1912	P	9
Erin Construction Co.	Houston	Aug. 3, 1912	U	15
Eastland Telephone Electric Co.	Carter	Aug. 13, 1912	U	15
Edith Gin & Milling Co.	Lauderdale	Aug. 20, 1912	U	15
Eureka Club	Polk	Aug. 21, 1912	O	7
Equity Investment & Trust Co.	Shelby	Aug. 30, 1912	U	15
East Tennessee Nova-Cola Co.	Knox	Oct. 15, 1912	U	15
Eos Industrial Assc.	Hamilton	Oct. 17, 1912	O	7
Eighth Avenue Real Estate Co.	Davidson	Nov. 23, 1912	U	15
Enterprise Cash Store	Knox	Dec. 19, 1912	U	15
Enville Home Store	Chester	Dec. 21, 1912	U	15
Englewood Mfg. Co.	McMinn	Jan. 14, 1913	U	15
Estes, S. L., & Co.	Davidson	Jan. 16, 1913	P	9
Elliott, E. O., Co.	Davidson	Jan. 21, 1913	J	12
Economy Shop	Shelby	Jan. 25, 1913	U	15
Evans Motor Car Co.	Davidson	Mar. 22, 1913	J	12
Eagle Building Corporation	Washington	May 25, 1913	J	12
Eastview Land Co.	Shelby	Mar. 26, 1913	U	16
Elks Club & Building Assc.	Maury	June 19, 1913	O	7
Eagle Construction Co.	Roane	July 2, 1913	U	16
Early King Co.	Davidson	July 10, 1913	P	9

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Estate of John M. Jones, Inc.	Monroe	Aug. 26, 1913	C	13
East Tennessee Gold Mining & Milling Co.	Polk	Sept. 8 1913	J	222
F				
First Presbyterian Church	Rhea	Apr. 18, 1911	O	6 128
Farmers Bank	Dyer	May 4, 1911	Vol.	3 214
Farmers Union Telephone Co.	Coffee	May 20, 1911	U	13 574
Farmers & Merchants Bank	Decatur	June 1, 1911	Vol.	3 222
Florida Investment Co.	Knox	June 8, 1911	Q	B 118
Fall Festival Corporation of Memphis	Shelby	June 12, 1911	Q	6 145
Felts, W. B., Land Co.	Davidson	June 16, 1911	Q	B 121
Farmers Union Gin Warehouse & Mercantile	Hardin	July 7, 1911	J	11 93
Fair Specialty Co., The	Hamilton	July 7, 1911	U	14 49
Fidelity Land Co.	Shelby	July 12, 1911	J	11 125
Farris, Fuller, Crenshaw Co.	Knox	Aug. 1, 1911	U	14 103
Farmers Gin Co.	Shelby	Aug. 9, 1911	J	11 112
Farmers Gin & Cotton Seed Oil Co., The	Shelby	Oct. 13, 1911	J	11 149
Farmers Bank	Rhea	Oct. 14, 1911	Vol.	3 258
First Cumberland Presbyterian Church	Knox	Nov. 10, 1911	O	6 177
Farmers Milling Co.	Humphreys	Nov. 20, 1911	J	11 173
Farmers Supply Co.	Hardeman	Dec. 9, 1911	U	14 329
Flippin Drug Co.	Gibson	Dec. 29, 1911	U	14 355
Fidelity Abstract Co.	Hamilton	Jan. 1, 1912	U	14 365
Fargason, J. T., & Co.	Shelby	Jan. 26, 1912	J	11 208
Dayetteville Tanning & Mfg. Co.	Lincoln	Jan. 29, 1912	J	11 209
Farmers & Traders Bank, The	Greene	Feb. 1, 1912	Vol.	3 236
Fitzgerald-Crippin Construction Co.	Knox	Feb. 8, 1912	J	11 220
Farmers Bank of Portland, The	Sumner	Feb. 22, 1912	Vol.	3 300
Federal Coal Land Co.	Claiborne	Feb. 28, 1912	J	11 232
Fern Hill Mining Co., The	Grundy	May 14, 1912	J	11 165
Fifty In Business Club	Davidson	Mar. 19, 1912	J	11 190
Farmers Union Gin Co.	Crockett	Mar. 25, 1912	J	11 252
Farmers Mercantile Co.	Obion	Mar. 30, 1912	U	14 573
Farmers Union Gin & Mill Co.	Crockett	Apr. 4, 1912	J	11 261
First Street Ice Co.	Knox	Apr. 9, 1912	J	11 263
Farmers Trust & Banking Co.	Shelby	Apr. 15, 1912	Vol.	3 310
Farmers Warehouse & Supply Co., The	Overton	May 11, 1912	J	11 280
Farmers Cotton Oil Co.	Dyer	May 15, 1912	P	9 84
Fidelity Trust Co.	Davidson	May 18, 1912	Vol.	3 312
Fiat Motor Car Co.	Shelby	May 25, 1912	U	15 28
Farmers Gin Co.	Tipton	July 13, 1912	U	15 70
Farmers & Merchants Bank	Crockett	July 29, 1912	Vol.	3 334
Flowers Jackson Realty Co.	Hamilton	Aug. 1, 1912	J	B 176
Farmers Phosphate & Fertilizer Co.	Davidson	Aug. 14, 1912	J	12 27
Farmers Union Co.	Washington	Aug. 23, 1912	U	15 112
Farrason Lewis Co.	Shelby	Oct. 14, 1912	U	15 167
Flannigan, P. R., Auto Co.	Shelby	Oct. 14, 1912	U	15 168
Farmers Union Co-operative Store	Overton	Oct. 25, 1912	U	15 190
Flynn Lick Home Telephone Co.	Jackson	Nov. 13, 1912	U	15 201
F. E. & C. E. of the Store	Van Buren	Dec. 5, 1912	U	15 223
F. E. & C. R. of A.	Van Buren	Dec. 5, 1912	U	15 294
Farmers Mutual Fire Ins. Co.	Sevier	Jan. 15, 1913	O	7 57
Farmers Supply Co.	Sevier	Jan. 16, 1913	U	15 258
Fletcher-Justice Drug Co.	Montgomery	Feb. 3, 1913	U	15 279
Field-Henning Stave Co.	Dyer	Mar. 5, 1913	J	12 125
Farmers Union Store	Johnson	Mar. 6, 1913	U	15 312
Farmers Mercantile Co.	Putnam	Mar. 8, 1913	U	15 316
Farmers Union Supply Co.	Putnam	Apr. 9, 1913	U	16 32
Farmers Stock Co.	Greene	May 7, 1913	U	16 80
Farmers Union Supply Co.	Overton	May 24, 1913	U	16 72
Farmers Bank & Trust Co.	Robertson	June 9, 1913	Vol.	3 394
First Presbyterian Church, U. S. A.	Henry	June 10, 1913	O	7 87
Farmers Mutual Assurance Assc.	Shelby	June 12, 1913	U	16 83
Farmers Mutual Fire Insurance Co.	Knox	June 19, 1913	O	7 93
Farmers Union Stock Store	Clay	June 26, 1913	U	16 96
First Presbyterian Church of Smyrna	Rutherford	June 26, 1913	O	7 97
Farmers Union Co.	Greene	July 7, 1913	U	16 115
Farmers Supply Co.	Obion	Aug. 1, 1913	U	16 131
Fentress Branch of Home Tel. System	Fentress	Aug. 8, 1913	U	16 133
Flippin & Myers Co.	Wilson	Aug. 22, 1913	J	12 216
Famous Players Film Service	Hamilton	Aug. 26, 1913	U	16 151
Flannigan Auto Co.	Shelby	Sept. 9, 1913	U	16 165
Factory Shoe Store Co.	Washington	Sept. 12 1913	U	16 169

DOMESTIC CORPORATIONS—Continued.

NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Finley Supply Co.	Hamilton.	Sept. 2, 1913	U 16	190
Fourst Realty Co.	Hamilton.	Apr. 18, 1911	U P 13	510
Furnace Equipment Co.	Blount.	Apr. 28, 1911	P 8	280
Forked Deer Mfg. Co.	Gibson.	May 13, 1911	J 11	615
Furniture Exchange.	Hamilton.	May 25, 1911	U U 13	583
Fort Murphy Co.	Robertson.	June 15, 1911	U U 13	640
Forest Products Chemical Co.	Shelby.	July 29, 1911	U U 14	96
Folks School & Rural Life Society.	Knox.	Aug. 3, 1911	O O 6	157
Fourth Avenue Gymnasium Club.	Davidson.	Sept. 11, 1911	O O 6	163
Froneberger & Co.	McMinn.	Oct. 1911	U U 14	247
Franklin Oil & Fuel Co.	Franklin.	Nov. 20, 1911	J 11	171
Frost, Phillips & Co.	Davidson.	Nov. 20, 1911	U U 14	315
Fox Neye Co.	Hamilton.	Jan. 28, 1912	U 14	433
Friendship Furniture Co.	Dyer.	Feb. 9, 1912	U 14	46
Fraternal Order of Merchants & Mechanics.	Knox.	Mar. 26, 1912	O O 6	194
Friendship Hardware, Implement & Lumber Co.	Crockett.	Apr. 10, 1912	U 14	601
Frank Miller Co.	Sullivan.	May 10, 1912	U 15	15
Franklin County Fair.	Franklin.	May 18, 1912	U 15	23
Fowle Birmingham Co.	Madison.	July 24, 1912	U 15	81
Frost Stone Co.	Davidson.	Aug. 3, 1912	U 15	91
Farmers Phosphate & Fertiliser Co.	Davidson.	Aug. 12, 1912	J 12	27
Fulton Stirrup Co.	Obion.	Sept. 3, 1912	J 12	39
Fresno Coal Co.	Campbell.	Oct. 10, 1912	U 15	161
Fox Blue Gem Coal Co.	Campbell.	Nov. 16, 1912	U 15	205
Frye Printing Co.	Shelby.	Nov. 25, 1912	U 15	214
Forked Deer Lumber Co.	Madison.	Dec. 2, 1912	J 12	77
Franklin Advertising Co.	Hamilton.	Dec. 11, 1912	J 12	80
Fraternal Guards of America.	Roane.	Jan. 7, 1913	O 7	54
Farmers Bank & Trust Co.	Haywood.	Jan. 21, 1913	Vol. 3	37
Fraternal Order of Rams.	Knox.	Feb. 7, 1913	O 7	64
Franklin Fertiliser Co.	Williamson.	Mar. 18, 1913	J 12	127
Forked Deer Co.	Madison.	Mar. 21, 1913	O 7	69
Forest Nursery & Seed Co.	Warren.	Mar. 26, 1913	U 16	14
Fraternal Order of Bears.	Hamilton.	Mar. 25, 1913	O 7	70
Frost & Co.	Shelby.	June 23, 1913	U 16	91
Franklin Ice & Cold Storage Co.	Williamson.	Aug. 25, 1913	U 16	49
Fox Springs Home Telephone Co.	Clay.	Sept. 1913	U 16	158
G				
Guarantee Clothing Co.	Campbell.	May 4, 1911	U 13	545
Gay Theater Co.	Knox.	May 23, 1911	J 11	70
Gibson County Telephone Co.	Gibson.	June 6, 1911	U 13	612
Gallatin Laundry Co.	Davidson.	July 20, 1911	U 14	77
Georgia Power Co. of Tenn.	Hamilton.	July 28, 1911	J 11	103
Gay & Nut Lock Co.	Madison.	Oct. 5, 1911	J 11	143
Gartly Ramsey Hospital Co.	Shelby.	Nov. 18, 1911	U 14	311
Gill, S. F., Co.	Shelby.	Mar. 16, 1912	J 11	244
Gertner & Co.	Hamilton.	Mar. 23, 1912	J 11	251
Gates Gin Co.	Shelby.	May 1, 1912	J 11	274
Gaither Tyndall Realty Co.	Shelby.	May 16, 1912	Q B 109	
Garrison Valley Mills.	Bedford.	June 6, 1912	J 11	286
Gist Mfg. Co.	White.	June 11, 1912	J 11	285
Gadens Gin Co.	Shelby.	June 12, 1912	J 11	299
Gainesboro Tobacco Co.	Jackson.	Aug. 20, 1912	J 12	34
General Construction Co.	Hamilton.	Feb. 13, 1913	J 12	114
G. C. Co.	Shelby.	Mar. 12, 1913	U 15	322
Gattis Drug Co.	Franklin.	Mar. 18, 1913	U 16	6
Gem Theater Co.	Knox.	Apr. 7, 1913	U 16	29
Gin Gery Sales & Bottling Co.	Hamilton.	Apr. 18, 1913	J 12	150
Gallatin Commercial Club.	Sumner.	Aug. 14, 1913	O 7	104
Gayoso Loan Office.	Shelby.	Aug. 21, 1913	U 16	147
Gauthier Abattoir Co.	Sullivan.	Aug. 26, 1913	P 10	15
Goodman Friese Co.	Knox.	Jan. 31, 1912	U 14	454
Goodrich & Co.	Shelby.	Sept. 16, 1912	U 15	126
Glen Leven Drug Co.	Davidson.	Sept. 30, 1912	U 15	143
Glenwood Cemetery Co.	Knox.	Nov. 15, 1912	U 15	205
Goldberg Grocery Co.	Davidson.	May 31, 1913	U 16	77
Gold Club Amusement Co.	Shelby.	Aug. 19, 1913	J 12	211
Golden Ice & Coal Co.	Knox.	Aug. 26, 1913	J 12	213
Goring, J. P., Co.	Davidson.	Sept. 15, 1913	U 16	174
Greenback Supply Co.	Loudon.	July 8, 1911	U 14	52
Grand Lodge Knights of Ladies of the World.	Davidson.	Sept. 7, 1911	O 6	160
Green Orphanage.	Hamilton.	Sept. 14, 1911	O 6	163

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NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Gray, W. F., & Co.	Davidson	Sept. 27, 1911	U 14	229
Greenville Broom Factory	Greene	Nov. 23, 1911	U 14	319
Grand Theater Co.	Knox	July 6, 1912	U 15	59
Grocers & Merchants Bureau	Davidson	July 8, 1912	U 15	163
Grocers Co-operative Co.	Knox	Oct. 4, 1912	U 15	152
Greenfield Plantation Co.	Hamilton	Oct. 21, 1912	U 15	180
Grocers Baking Co.	Davidson	Jan. 6, 1913	U 15	248
Greenville Milling Co.	Greene	Jan. 13, 1913	U 15	255
Grismore Heiman Co.	Shelby	Mar. 26, 1913	J 12	141
Greenville Sanitarium & Hospital Co.	Greene	May 7, 1913	U 16	59
Grand Ocean Cafe Co.	Hamilton	July 1, 1913	U 16	104
Green, W. C., Furniture Co.	Hamilton	July 2, 1913	U 16	107
Green Grove Country Club	Shelby	July 12, 1913	O 7	99
H				
Hedgewood Cotton Co.	Gibson	Apr. 6, 1911	J 11	52
Hankinson-Robinson Co.	Shelby	May 25, 1911	U 13	586
Haylo Gas Co.	Davidson	June 27, 1911	J 11	90
Harrington Interstate Liquor Co.	Hamilton	July 14, 1911	U 14	67
H. Dry Goods Co.	Dickson	July 31, 1911	U 14	95
Hall Buggy Co.	Hamilton	Aug. 3, 1911	U 14	115
Hamilton Burial Vault Co.	Hamilton	Sept. 2, 1911	J 11	128
Hawks Milling Co.	Wilson	Sept. 20, 1911	J 11	136
Hartley Mfg. Co.	Shelby	Oct. 27, 1911	J 11	157
Harlartown Coal Co.	Knox	Oct. 31, 1911	J 11	159
Harriman Morgan R. R. Co.	Roane	Nov. 2, 1911	S 3	25
Ha Ha Co.	Davidson	Nov. 20, 1911	J 11	174
Haselwood Association	Knox	Dec. 19, 1911	O 6	180
Hamilton County Colored Orphans' Home	Hamilton	Dec. 30, 1911	O 6	181
Harbert Realty Co.	Shelby	Jan. 3, 1912	Q B	149
Harriman Riverside Woolen Mills	Roane	Mar. 16, 1912	J 11	244
Hackney Feed Co.	Knox	Apr. 25, 1912	U 14	633
Harris, Davis & Co.	Davidson	May 17, 1912	U 15	20
Harris, X. R., Real Estate Co.	Shelby	June 10, 1912	Q B	171
Harriman Hosiery Mills	Roane	June 29, 1912	J 12	6
Hager Motor Car Co.	Davidson	July 9, 1912	U 15	65
Hall Epps Clothing Co.	Knox	July 26, 1912	U 15	83
Hall Stephenson Co.	Knox	Aug. 1, 1912	U 15	97
Harriman Co-operative Assoc.	Roane	Aug. 7, 1912	J 12	28
Hardwood Mfg. Co.	Coffee	Sept. 20, 1912	J 12	51
Halls Drug Co.	Lauderdale	Oct. 14, 1912	U 15	165
Hamlet Tarpley Co.	Montgomery	Oct. 19, 1912	U 15	177
Hazen Brokerage Co.	Shelby	Dec. 11, 1912	U 15	227
Hannah Jarnagin Co.	Bradley	Dec. 19, 1912	U 15	235
Harwood Yancy Rhea Co.	Giles	Jan. 2, 1913	U 15	245
Hattendorf Kern Co.	Shelby	Mar. 6, 1913	U 15	313
Hazel Creek Coal Co.	Davidson	Mar. 13, 1913	J 12	131
Harbor Pitts Co.	Hardin	Mar. 21, 1913	U 16	9
Harriman Hardwood Lumber Co.	Roane	Apr. 15, 1913	J 12	146
Harpeth Valley Orchard Co.	Davidson	June 25, 1913	Q C	9
Harper, W. A., Hardware Co.	Montgomery	June 25, 1913	U 16	93
Hartsville Hotel Co.	Trousdale	July 23, 1913	U 16	126
Howser Awning Arm Co.	Madison	Aug. 21, 1913	J 12	213
Harriman Bottling Works	Roane	Sept. 10, 1913	U 16	167
Hardin Creekmore Co.	Campbell	Sept. 13, 1913	U 16	173
Hix Real Estate Co.	Madison	Apr. 7, 1911	U 13	500
Henry Telephone Co.	Henry	May 18, 1911	U 13	570
Hicky, B. H., Co.	Shelby	Aug. 2, 1911	U 14	113
H. Dry Goods Co.	Dickson	July 31, 1911	U 14	95
Hidden Treasury	Hamilton	Sept. 8, 1911	J 11	129
Heron Walsh Land Co.	Hamilton	Sept. 20, 1911	Q B	130
Hickey McCorkle Co.	Washington	Sept. 25, 1911	U 14	221
Historical Society of Tenn. Baptist Con.	Davidson	Oct. 9, 1911	U 14	243
Herb Mfg. Co.	Sullivan	Oct. 11, 1911	J 11	147
Hermitage Auto & Livery Co.	Davidson	Dec. 2, 1911	U 14	325
Helm Undertaking Co.	Madison	Dec. 26, 1911	U 15	357
Hibbett Salvage Co.	Davidson	Jan. 9, 1912	U 14	381
Hermitage Mercantile Co.	Davidson	Jan. 13, 1912	U 14	397
Hendersonville Telephone Co.	Sumner	Jan. 17, 1912	U 14	399
Heins, W. J., Co.	Knox	Feb. 10, 1912	U 14	467
H. & R. Mfg. Co.	Hamilton	Feb. 26, 1912	P 9	27
Henning Berry Association	Lauderdale	Mar. 4, 1912	O 6	186
High Cliff Coal Co.	Knox	Mar. 6, 1912	J 11	238

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NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Highland Land Co.	Davidson.	Apr. 5, 1912	Q	B 183
Hill Ice Cream Co.	Hamilton.	Apr. 8, 1912	U	14 385
Henry Lake Advertising Co.	Shelby.	Mar. 14, 1912	J	11 283
Highland Park Baptist Church.	Hamilton.	Sept. 5, 1912	O	7 35
Head Real Estate & Trust Co.	Davidson.	Sept. 14, 1912	Vol.	3 340
Hill Co.	Shelby.	Oct. 26, 1912	J	12 44
Hickory Creek Coal Co.	Knox.	Jan. 14, 1913	J	12 94
Hirsch Motor Car Co.	Hamilton.	Mar. 6, 1913	U	15 314
Heart Healers Society.	Knox.	Apr. 24, 1913	O	7 77
Henry School & Improvement Co.	Henry.	July 5, 1913	U	16 112
Highland Coal & Lumber Co.	Davidson.	July 11, 1913	J	12 191
Hermitage Mining & Milling Co.	Davidson.	July 21, 1913	J	12 194
Hermitage Hygiene & Heating Co.	Davidson.	Aug. 20, 1913	J	12 212
Henderson Printing Co.	Chester.	Aug. 28, 1913	J	16 156
Houston-McCord Realty Co.	Davidson.	Apr. 14, 1911	Q	B 111
Hough & Spraddlin Co.	Knox.	June 12, 1911	U	13 624
Home for Old Colored Folks.	Shelby.	June 12, 1911	O	6 146
Hope Dry Cleaning Co.	Davidson.	July 17, 1911	J	14 73
Hood, Geo. T., Contracting Co.	Roane.	Aug. 1911	U	11 108
Hotel Hermitage Operating Co.	Davidson.	Oct. 5, 1911	U	154 227
Home Building & Mfg. Co.	Davidson.	Feb. 16, 1912	J	11 190
Howard Orchards Corporations.	Hamilton.	Feb. 27, 1912	J	11 220
Holston Valley Bank.	Hawkins.	Mar. 21, 1912	Vol.	3 300
Hooker Limestone Co.	Hamilton.	Apr. 17, 1912	J	11 267
Home Fire Insurance Co.	Henderson.	June 17, 1912	U	15 42
Home for Old and Indigent Master Masons.	Davidson.	Feb. 4, 1913	O	7 61
Home Telephone Co. of Bradyville.	Cannon.	Feb. 10, 1913	U	15 290
Home Trust & Savings Bank.	Polk.	Feb. 8, 1913	Vol.	3 374
Howze Bond Hardware Co.	Shelby.	Mar. 26, 1913	U	16 16
Home Telephone & Telegraph Assn.	Dickson.	Apr. 10, 1913	U	16 33
Home Telephone Co. of Readyville.	Cannon.	Apr. 29, 1913	U	16 53
Home Equipment Co.	Knox.	May 24, 1913	U	16 71
Howard Lime & Cement Co.	Hamilton.	Aug. 18, 1913	J	12 206
Hope Bros.	Knox.	Aug. 26, 1913	U	16 153
Hunt Burlin Coal Co.	Shelby.	Apr. 24, 1911	U	13 526
Hunter Duke Co.	Shelby.	June 15, 1911	J	11 83
Humboldt Marble Granite Works.	Gibson.	Apr. 3, 1912	P	9 54
Hunt, C. L., & Co.	Shelby.	Apr. 23, 1912	Q	B 166
Hundley Elston & Co.	Madison.	Feb. 6, 1913	J	15 283
Hydro-Electric Power Co.	Hawkins.	Mar. 29, 1913	U	16 21
Humphreys Canning Co.	Shelby.	July 5, 1913	U	16 113
I				
Island Home Park Co.	Knox.	May 18, 1911	Q	B 115
Interurban Ice Co.	Shelby.	May 20, 1911	U	13 578
Imperial Realty Co.	Knox.	July 8, 1911	Q	U B 124
Inman Street Realty Co.	Bradley.	Oct. 5, 1911	Q	B 130
Ilford Co.	Campbell.	Nov. 1911	J	11 166
Interstate Land & Improvement Co.	Davidson.	Nov. 14, 1911	Q	B 145
Interstate Hardware & Supply Co.	Sullivan.	Jan. 1912	U	14 385
Isley Weiss & Co.	Washington.	Jan. 18, 1912	U	14 400
International Medicine Co.	Shelby.	Feb. 15, 1912	U	14 457
Imperial Trust Co.	Shelby.	Feb. 26, 1912	Q	B 156
Indian Head Coal Co.	Roane.	Feb. 29, 1912	J	11 223
Indian River Milling Co.	Campbell.	June 29, 1912	U	15 34
Industrial Trust Co.	Hamilton.	Jan. 8, 1913	Vol.	3 364
International Cement Paint Co.	Hamilton.	Oct. 19, 1912	J	12 39
Iron City Stove & Foundry Co.	Sullivan.	Jan. 30, 1913	U	15 271
Imperial Hotel Co.	Knox.	Mar. 8, 1913	U	15 317
Imperial Billiard Hall.	Knox.	Mar. 17, 1913	U	16 3
Improved Independent Order of Benevolence.	Davidson.	Apr. 9, 1913	O	7 75
Independent Bottling Works.	Hamilton.	Apr. 25, 1913	U	16 15
International Heating Co.	Davidson.	May 10, 1913	J	12 161
Interurban Construction Co.	Williamson.	May 15, 1913	U	16 66
Intermont China Clay Co.	Unicoi.	Sept. 2, 1913	U	16 156
Iro Mfg. Co.	Davidson.	Sept. 25, 1913	J	12 220
J				
Johnson Athletic Assn.	Washington.	May 15, 1911	U	13 566
Jackson Live Stock & Sales Co.	Madison.	June 15, 1911	U	13 636
Johnson City Negro Industrial Assn.	Washington.	June 20, 1911	U	14 7
Johnson, A. N., Undertaking Co.	Davidson.	Aug. 10, 1911	U	14 133

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Jellico Clothing Mfg. Co.	Campbell.	Aug. 10, 1911	U 14	125
Jackson Ornamental Iron & Bronze Works	Madison	Aug. 19, 1911	J .11	116
Jenkins, H. T. Co.	Sullivan	Aug. 25, 1911	U 14	157
Jackson Riding Device Co.	Madison	Aug. 29, 1911	U 14	161
Judson Memorial Baptist Church.	Davidson	Oct. 19, 1911	O 6	168
Jackson Club	Madison	Oct. 27, 1911	O 6	172
Jackson County Nova-Cola Co.	Hamilton	Nov. 13, 1911	J 11	168
Jones, J. A. & O. L., Mill & Elevator Co.	Davidson	Jan. 19, 1912	J 11	204
Jones Furniture Co.	Hamilton	Jan. 23, 1912	U 14	419
James County Telephone Co.	James	Jan. 24, 1912	U 14	423
Jones, H. M., Coal Co.	Campbell.	Mar. 4, 1912	J 11	235
Journey Mercantile Co.	Marshall.	Mar. 25, 1912	U 14	555
Jefferson Investment Co.	Shelby	Mar. 25, 1912	U 14	557
Jefferson Real Estate Co.	Shelby	Apr. 30, 1912	Q B	67
Johnson City Booster's Club	Washington.	May 11, 1912	O 7	7
Jolly Hoop Co.	Lake	May 17, 1912	J 11	284
Jellico Bank & Trust Co.	Campbell.	June 3, 1912	Vol. 3	318
Johnson City Traction Corporation	Washington.	June 20, 1912	P 9	110
Jamestown Mercantile Co.	Fentress	July 12, 1912	U 15	67
Johnson County Fair Assoc.	Johnson	July 16, 1912	U 15	73
Johnson City Grocery Co.	Washington	July 19, 1912	P 9	137
Johnson City Foundry Machine Co.	Washington.	July 22, 1912	J 12	22
Jefferson Bakery Co.	Shelby	Oct. 2, 1912	U 15	151
Jackson Motor Car Co.	Davidson	Oct. 7, 1912	U 15	156
Jellico Laundry & Dry Cleaning Co.	Campbell.	Oct. 7, 1912	U 15	157
Jacksonian Publishing Co.	Madison	Oct. 14, 1912	J 12	56
Jamestown Railroad Co.	Scott.	Oct. 29, 1912	S 3	37
Johnson City Lodge of Elks No. 825	Washington.	Nov. 23, 1912	O 7	51
Johnson City Lodge Royal Order of Moose	Washington.	Oct. 9, 1912	O 7	44
Johnson Curtis Publishing Co.	Knox.	Dec. 12, 1912	U 15	228
Jordan, Jno. W., & Co.	Davidson	Jan. 3, 1913	U 15	374
Just Rite Tailors Co.	Davidson	Feb. 17, 1913	U 15	395
Jackson Bronze & Iron Works	Madison	Apr. 11, 1913	U 16	35
Jeffersonian Debating Club.	Davidson	May 30, 1913	O 7	83
Jellico Times Printing Co.	Campbell	June 5, 1913	U 16	80
Johnson County Telephone Co.	Johnson	June 19, 1913	U 16	109
Justice Drug Co.	Montgomery	Aug. 19, 1913	J 12	210
Johnson City Club	Washington.	Sept. 19, 1913	O 7	110
K				
King's Daughters Hospital	Maury	Apr. 4, 1911	O 6	126
Kirby Steam Laundry Co.	Davidson	May 16, 1911	U 13	568
Kiser Geisemer Engineering Co.	Hamilton	Aug. 8, 1911	J 11	111
Kahn, Leo, Co.	Shelby	Dec. 27, 1911	U 14	361
King, Shoons Co.	Davidson	Feb. 15, 1912	U 14	487
King's Daughters of Chattanooga	Hamilton	Feb. 17, 1912	O 6	185
Key, James, Brick Co.	Hamilton	Mar. 20, 1912	J 11	250
Kennedy & Baird	Davidson	July 15, 1912	U 15	68
Keystone Coal & Coke Co.	Knox	Aug. 6, 1912	J 12	25
Kelley, B. E., Co.	Shelby	Aug. 24, 1912	U 15	114
Kennington Farm	Hamilton	Oct. 23, 1912	J 12	63
King Reclining Swing Co.	Shelby	Dec. 18, 1912	J 12	85
Kenney, Kiser & Co.	Greene	Mar. 28, 1913	U 16	20
King-Gayola Bottling Co.	Scott.	Apr. 21, 1913	U 16	46
Kingston Pike & Land Co.	Knox	May 24, 1913	Q C	8
Kemper's Pharmacy	Trousdale	June 10, 1913	U 16	82
Killman Hydraulic Power Transmission Co.	Coffee	Aug. 23, 1913	U 16	148
Knox Stove Works	Knox	Apr. 6, 1911	J 11	51
Knoxville Tea & Coffee Co.	Knox	June 17, 1911	U 13	644
Knoxville Machine Tool Co.	Knox	June 26, 1911	J 11	89
Knoxville Spinning Co.	Knox	July 24, 1911	J 11	101
Knight, W. C., & Co.	Shelby	Aug. 25, 1911	J 11	120
Keeler Bros. Co.	Shelby	Sept. 24, 1911	J 11	134
Knoxville Board of Commerce	Knox	Oct. 20, 1911	O 6	170
Knox Woolen Mills	Knox	Nov. 7, 1911	U 14	285
Knoxville Title Co.	Knox	Jan. 14, 1912	Vol. 3	278
Knoxville Fire Proof Lighting Co.	Knox	Feb. 19, 1912	U 14	495
Knox Drug Co.	Hamilton	Mar. 16, 1912	U 14	549
Knoxville Welding Co.	Knox	June 12, 1912	J 11	297
Knox County Road & Park Association	Knox	June 21, 1912	O 7	19
Knowlton, P. C., Co.	Shelby	July 20, 1912	U 15	78
Knoxville Vulcanizing Co.	Knox	Aug. 29, 1912	U 15	119
Knoxville Smelting & Refining Co.	Knox	Sept. 14, 1912	J 12	48

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Kosmos Cottage Association.....	Hamilton	Apr. 29, 1913	O 7	79
Kris Keener Shoe Co.....	Knox	May 9, 1913	U 16	79
Knoxville Hoe & Tool Co.....	Knox	Aug. 6, 1913	J 12	205
Knoxville Camping Club.....	Knox	Sept. 4, 1913	O 7	106
L				
Lenoir Light & Power Co.....	Loudon	Apr. 6, 1911	U 13	494
Little Stony Flume Co.....	Carter	Apr. 14, 1911	U 13	506
Lawo Coal Co.....	Shelby	May 30, 1911	U 13	594
Lake County Mfg. Co.....	Lake	June 1, 1911	J 11	77
Little Brushy Coal Co.....	Morgan	June 6, 1911	J 11	79
Lebanon Home Telephone Co.....	Wilson	June 8, 1911	U 13	614
Lacy, F. R., Co.....	Knox	June 24, 1911	U 14	9
Lebanon Feed & Grain Co.....	Wilson	July 10, 1911	U 14	57
Laurel Fork & Railway Co.....	Carter	July 12, 1911	P 8	312
Lamar Heights Co.....	Shelby	July 27, 1911	Q B	126
Lawrenceburg Creamery Co.....	Lawrence	Aug. 29, 1911	J 11	123
Lawrence County Fair Association.....	Lawrence	Sept. 5, 1911	U 14	177
Lannum Johnson Co.....	Gibson	Sept. 18, 1911	U 14	309
Laurel Creek Stave & Lumber Co.....	Putnam	Nov. 3, 1911	J 11	161
Lippe Bottle Washer Co.....	Hamilton	Nov. 18, 1911	J 11	170
Leight Ambrose Construction Co.....	Knox	Jan. 3, 1912	U 15	367
Lenoir Ice & Coal Co.....	Loudon	Jan. 31, 1912	J 11	211
Lawson Realty Co.....	Knox	Feb. 29, 1912	Q B	186
Limestone Products Co.....	Hamilton	Mar. 28, 1912	J 11	294
Live Stock Publishing Co.....	Davidson	Mar. 30, 1912	U 14	531
Lamster Lumber Co.....	Henry	Apr. 14, 1912	U 14	585
Limestone High School Educational Society.....	Washington	Apr. 17, 1912	O 7	2
Lannum Mfg. Co.....	Coffee	May 11, 1912	J 11	279
Linden Savings Bank & Trust Co.....	Shelby	July 31, 1912	Vol. 3	336
Lacy Bros. & Kimbro Co.....	Shelby	Aug. 28, 1912	U 15	117
Lebanon Co-operative Medicine Co.....	Wilson	Sept. 19, 1912	U 15	641
Lamb Piano Co.....	Davidson	Nov. 25, 1912	U 15	217
Lewisburg Foundry Co.....	Marshall	Feb. 5, 1913	J 12	108
Legal Rate Loan Co.....	Knox	Feb. 7, 1913	U 15	284
Leipers Telephone Co.....	Williamson	Mar. 20, 1913	U 16	8
Lebanon Universal Mills.....	Wilson	Apr. 1, 1913	J 12	143
Liberty Valley Mills.....	Marshall	Apr. 17, 1913	J 12	149
Lawrence County Oil & Gas Co.....	Lawrence	Apr. 19, 1913	J 12	152
Live Stock Men's Assc. of America.....	Davidson	May 1, 1913	U 16	54
Leon Home Telephone Co.....	Jackson	Apr. 18, 1913	U 16	43
Lamar Steam Laundry.....	Shelby	June 14, 1913	U 16	85
Lebanon Light & Power Co.....	Wilson	July 5, 1913	U 16	105
Lipecomb Mfg.....	Washington	July 5, 1913	J 12	164
Lightman-Sewell Stone & Pulverizing Co.....	Davidson	July 18, 1913	J 12	186
Lookout Mountain & Chickamauga Sightseeing Co.....	Hamilton	June 9, 1911	U 13	622
Lone Mountain Co.....	Roane	July 12, 1911	J 11	96
Lookout Investment Co.....	Hamilton	Aug. 11, 1911	U 14	127
Loomis & Hart Furniture Co.....	Hamilton	Sept. 1, 1911	J 11	137
Loyal Order of Moose No. 186.....	Madison	Oct. 12, 1911	O 6	167
Loudon Chair Mfg. Co.....	Loudon	Dec. 20, 1911	J 11	189
Lookout Stone Products Co.....	Hamilton	Jan. 4, 1912	J 11	195
Lookout Refining Co.....	Hamilton	Feb. 8, 1912	J 11	219
Lookout Billiard Hall.....	Hamilton	Feb. 15, 1912	J 11	225
Lookout Temple I. O. O.....	Hamilton	Apr. 15, 1912	O 7	1
Lookout Medicine Co.....	Hamilton	May 22, 1912	J 12	173
Lone Oak Gin & Mill Co.....	Gibson	Apr. 26, 1912	U 14	635
Louisville & Nashville Turnpike Co.....	Sumner	June 29, 1912	No. 1	6
Louisville Packing Co.....	Roane	July 13, 1912	J 12	15
London Kirkpatrick Hardware Co.....	Washington	Aug. 22, 1912	U 15	110
Lookout Trust Co.....	Hamilton	Sept. 8, 1912	Vol. 3	338
Lookout Incline R. R. Co.....	Hamilton	Dec. 10, 1912	S 3	38
Lookout Mountain R. R. Co.....	Hamilton	Dec. 10, 1912	S 3	39
Log Cabin Hotel Co.....	Shelby	Dec. 16, 1912	U 15	232
Long Creek Milling Co.....	Hamblen	Jan. 13, 1913	J 12	62
Lobeville Telephone Co.....	Perry	Jan. 15, 1913	U 15	267
Louisiana Land & Improvement Co.....	Gibson	Jan. 18, 1913	Q B	193
Lively Furniture Co.....	Warren	Jan. 30, 1913	U 15	370
Lincoln Fire Ins. Co.....	Davidson	Mar. 3, 1913	U 15	300
Loeb Auto Co.....	Shelby	Mar. 10, 1913	U 15	318
Losier-Chandler Sales Co.....	Maury	July 15, 1913	U 16	121
Lovera Cotton Mills.....	Gibson	Sept. 28, 1913	J 12	233
Lone Mountain Lumber Co.....	Roane	Sept. 30, 1913	J 12	234

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Lyric Club.....	Davidson.....	Apr. 20, 1911.....	O 6	129
Lytle Electric Co.....	Shelby.....	May 15, 1911.....	J 11	66
Lyric Amusement Co.....	Montgomery.....	June 2, 1911.....	J 13	608
Lundy Light Co.....	Shelby.....	June 15, 1911.....	J 11	85
Lucola Co.....	Shelby.....	Sept. 29, 1911.....	J 14	233
Lykes, W. M., Mfg. Co.....	White.....	Oct. 13, 1911.....	J 11	147
Lyon Macadam Co.....	Hawkins.....	Mar. 19, 1912.....	J 11	248
Lutra Whitten Coal Co.....	Shelby.....	June 5, 1912.....	J U 15	37
Lykes Heading Co.....	Cumberland.....	July 10, 1912.....	J 12	13
Lynwood Land Co.....	Davidson.....	Dec. 4, 1912.....	Q B 192	
Lyric Theater Co.....	Knox.....	Mar. 5, 1913.....	U 15	311
Luray Banking Co.....	Henderson.....	Apr. 25, 1913.....	Vol. 3	386
Lublin, H., Co.....	Lincoln.....	May 8, 1913.....	U 16	62
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Mason Hall Telephone Co.....	Obion.....	Apr. 12, 1911.....	U 13	504
Maury County Trust Co.....	Maury.....	Apr. 17, 1911.....	Vol. 3	210
Maury County Fair Association.....	Maury.....	June 22, 1911.....	U 14	11
Malone & Hyde Co.....	Shelby.....	July 13, 1911.....	U 14	65
Mays Supply Co.....	Shelby.....	Aug. 12, 1911.....	U 14	131
Maryville Electric Light & Power Co.....	Blount.....	Sept. 22, 1911.....	U 14	197
Martin Furniture Co.....	Shelby.....	Oct. 7, 1911.....	U 14	241
Madison Mfg. Co.....	Madison.....	Jan. 27, 1912.....	J 11	207
Maloney Seymors Co.....	Knox.....	Feb. 26, 1912.....	U 14	505
Mallernee Dow E., Co.....	Madison.....	Feb. 28, 1912.....	J 11	234
Mopbit & Shea Lumber Co.....	Knox.....	Mar. 19, 1912.....	J 11	249
Manhattan Cloak & Suit Co.....	Davidson.....	Mar. 29, 1912.....	U 14	569
Magnolia Lot Holders Association.....	Shelby.....	Apr. 3, 1912.....	U 14	579
Manchester Coöperage Co.....	Coffee.....	Apr. 10, 1912.....	J 11	264
Madison Realty & Investment Co.....	Shelby.....	Apr. 15, 1912.....	U 14	605
Mathew-Phillips Co.....	Davidson.....	Apr. 27, 1912.....	J 11	272
Manhattan Dry Cleaning Co.....	Hamilton.....	May 8, 1912.....	U 15	6
Manufacturers Shoe Co.....	Shelby.....	July 8, 1912.....	U 15	64
M. & K. Mfg. Co.....	Davidson.....	July 10, 1912.....	U 15	66
Magnet Coal Co.....	Campbell.....	July 23, 1912.....	J 12	23
Mathews & Geiger Co.....	Washington.....	Aug. 2, 1912.....	U 15	90
Martin Rural Home Telephone Co.....	Weakley.....	Oct. 1, 1912.....	U 15	149
Marks Hat Co.....	Shelby.....	Nov. 29, 1912.....	U 15	220
Market Exchange.....	Davidson.....	Jan. 18, 1913.....	U 15	251
Martin Baseball Club.....	Weakley.....	June 9, 1913.....	U 16	81
Manufacturers Association of Nashville.....	Davidson.....	June 9, 1913.....	O 7	86
Maldehyde Chemical Co.....	Shelby.....	June 12, 1913.....	J 12	177
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Maryville & Knoxville Interurban Ry. Co.....	Knox.....	June 27, 1913.....	P 9	451
Mayberry Realty Co.....	Davidson.....	Sept. 17, 1913.....	U 16	177
McGavook Confederate Cemetery.....	Williamson.....	May 24, 1911.....	O 6	138
McCullough Medicine Co.....	Gibson.....	June 19, 1911.....	J 11	86
McKay Mercantile Co.....	Polk.....	June 26, 1911.....	U 14	19
McBee, Fred, Co.....	Knox.....	Nov. 9, 1911.....	U 14	295
McKinney, E. C., Co.....	Roane.....	Dec. 6, 1911.....	J 11	180
McSwain, N. L., Hardware Co.....	Knox.....	Jan. 4, 1912.....	J 11	196
McLaughlin, Jas. G.....	Knox.....	Jan. 11, 1912.....	J 11	200
McNutt, R. G., Hardware Co.....	Blount.....	Feb. 28, 1912.....	U 14	525
McAlister Cotton Oil Co.....	Hamilton.....	May 4, 1912.....	J 11	276
McNeil & Edwards Co.....	Montgomery.....	July 31, 1912.....	U 15	89
McDaniel Coal Co.....	Shelby.....	July 31, 1912.....	U 15	93
McMinnville Mfg. Co.....	Warren.....	Sept. 3, 1912.....	J 12	40
McMillan Hasen & Co.....	Knox.....	Sept. 11, 1912.....	U 15	130
McCrary, J. D., Co.....	Shelby.....	Dec. 10, 1912.....	U 15	226
McKenzie Steam Laundry Co.....	Carroll.....	June 13, 1913.....	U 16	84
Melmac & Gentry Co.....	Hamilton.....	June 26, 1913.....	U 16	95
McIntyre Floral Co.....	Davidson.....	July 7, 1913.....	J 11	186
Memphis State Bank & Trust Co.....	Shelby.....	Apr. 3, 1911.....	Vol. 3	206
Memorial Hospital.....	Washington.....	Apr. 6, 1911.....	U 13	499
Memphis Natatorium Co.....	Shelby.....	Apr. 17, 1911.....	U 13	508
Mitchell, F. L., Auto Co.....	Hamilton.....	Apr. 22, 1911.....	U 13	520
Memphis Union Stock Yards.....	Shelby.....	May 1, 1911.....	U 13	540
Memphis Automobile & Garage Co.....	Shelby.....	May 3, 1911.....	U 13	544
Memphis Neal Institute Co.....	Shelby.....	May 3, 1911.....	U 13	546
Memphis Rice Mill.....	Shelby.....	May 29, 1911.....	J 11	74
Mississippi Realty Co.....	June 30, 1911.....	Q B 123		
Merchants & Farmers Storage Co.....	Fayette.....	July 6, 1911.....	J 11	94
Memphis Colored Fair Association.....	Shelby.....	July 13, 1911.....	U 14	613

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Metropolitan Bank & Trust Co.	Shelby	July 22, 1911	Vol. 3	234
Mississippi Land & Timber Co.	Shelby	July 29, 1911	J 11	105
Miller Lumber Co.	Washington	Aug. 2, 1911	J 11	107
Memphis Mortgage Trust Co.	Shelby	Aug. 18, 1911	Vol. 3	244
Memphis College of Dental Surgery Co.	Shelby	Sept. 14, 1911	U 14	208
Mechanic Club	Madison	Sept. 20, 1911	O 6	164
Memphis Motor Car Co.	Shelby	Sept. 30, 1911	U 14	221
Mississippi Valley Trust Co.	Shelby	Oct. 18, 1911	Vol. 3	258
Memphis Tent & Awning Co.	Shelby	Oct. 27, 1911	J 11	158
Memphis Real Estate Exchange Co.	Shelby	Nov. 11, 1911	U 14	301
Memphis Serial Co.	Shelby	Nov. 11, 1911	J 11	106
Mercantile Trust Co.	Hamilton	Dec. 14, 1911	Vol. 3	272
Memphis Building Corporation	Shelby	Dec. 16, 1911	U 14	349
Middle Tennessee Gin Co.	Davidson	Jan. 4, 1912	J 11	197
Meade, E. S., & Co.	Shelby	Jan. 19, 1912	U 14	411
Medina Mercantile Co.	Gibson	Feb. 8, 1912	U 14	465
Mississippi Delta Land Co.	Shelby	Feb. 12, 1912	U 14	473
Mercantile Warehouse Co.	Hamilton	Feb. 16, 1912	J 11	227
Memphis Social Democrat Publishing Co.	Shelby	Feb. 28, 1912	U 14	321
Memphis Oil & Supply Co.	Shelby	Feb. 29, 1912	U 14	323
Miles, W. J., Mfg. Co.	Davidson	Mar. 14, 1912	J 11	227
Mercantile Sand & Gravel Co.	Shelby	Mar. 6, 1912	J 11	230
Millington Land and Mining Co.	Shelby	Mar. 6, 1912	J 11	240
Memphis Popular Products Co.	Shelby	Mar. 28, 1912	J 11	255
Middle Tennessee Oil & Gas Co.	Lincoln	Apr. 18, 1912	J 11	268
Memphis Lumber Co.	Shelby	Apr. 23, 1912	U 14	639
Memphis Mosaic Tile Works	Shelby	May 9, 1912	U 15	13
Memphis Nut, Lock & Bolt Co.	Shelby	May 12, 1912	J 11	281
Memphis Fish & Oyster Co.	Shelby	May 17, 1912	U 15	21
Middle Tennessee Realty Co.	Williamson	May 25, 1912	Q B	170
Meadow High School Co.	Loudon	May 29, 1912	O 7	15
Merchants Compress Co.	Madison	June 17, 1912	U 15	44
Memphis Loyal Order of Moose Building Assoc.	Shelby	June 27, 1912	U 15	51
Meadow Crushed Lime Fertilizer Co.	Blount	Aug. 2, 1912	J 12	24
Merchants Hay Corporation	Shelby	Aug. 28, 1912	U 15	116
Middle Brook Heights Co.	Knox	Oct. 7, 1912	Q B	184
Mills Co.	Hamilton	Oct. 9, 1912	U 15	100
Mississippi Valley Bank & Trust Co.	Shelby	Jan. 13, 1913	Vol. 3	206
Memphis Linotype, Printing & Publishing Co.	Shelby	Jan. 17, 1913	U 15	280
Merchants Ice & Cold Storage Co.	Shelby	Feb. 7, 1913	J 12	111
Memphis Cloak & Suit Co.	Shelby	Feb. 24, 1913	U 15	305
Mississippi Levee Association	Shelby	Feb. 25, 1913	O 7	67
Memphis Bank Mill Co.	Shelby	Mar. 12, 1913	U 15	321
Memphis Stock Exchange	Shelby	Mar. 25, 1913	O 7	71
Memphis Dry Dock & Ship Yards Co.	Shelby	Apr. 18, 1913	J 12	151
Michigan Motor Car Co.	Shelby	Apr. 26, 1913	J 12	158
Memphis Cotton Compress Co.	Shelby	Apr. 26, 1913	U 16	52
Memphis Sheet Metal Works	Shelby	May 16, 1913	J 12	170
Memphis Rescue Mission	Shelby	May 31, 1913	O 7	84
Memphis Market Gardener Canning Co.	Shelby	June 10, 1913	J 12	106
Memphis Acetylene Gas Works	Shelby	June 30, 1913	U 16	103
Memphis Cut Stone Co.	Shelby	July 8, 1913	J 12	187
Miller Screen & Weather Strip Co.	Davidson	July 30, 1913	U 16	129
Memphis Siding & Lumber Co.	Shelby	July 30, 1913	U 16	201
Memphis Dixie Baseball Club	Shelby	Aug. 19, 1913	U 16	143
Memphis Press Co.	Shelby	Sept. 13, 1913	U 16	178
Merchants Distributing Co.	Madison	Sept. 24, 1913	U 16	184
Mt. Pleasant Auto & Machine Co.	Maury	Apr. 6, 1911	U 13	496
Moore County Bank	Moore	July 29, 1911	Vol. 3	204
Moscow Cooperage & Lumber Co.	Fayette	Aug. 24, 1911	U 14	155
Morton-Eastman Commission Co.	Hamilton	Sept. 2, 1911	U 14	173
Morris Gin & Mill Co.	Madison	Sept. 7, 1911	U 14	187
Morristown Steam Laundry	Hamblen	Sept. 15, 1911	U 14	205
Monterey Home Telephone Co.	Putnam	Oct. 18, 1911	U 14	253
Morris Sherman Co.	Hamilton	Oct. 20, 1911	J 11	183
Moro Coal & Land Co.	Roane	Nov. 24, 1911	J 11	175
Mt. Pleasant Ice Co.	Maury	Dec. 26, 1911	U 14	358
Mound City Mercantile Co.	Shelby	Jan. 19, 1912	J 11	206
Mountcastle-Phleger Hardware Co.	Washington	Jan. 25, 1912	U 14	425
Mountain House Co.	Hamilton	Mar. 7, 1912	U 14	538
Moore Lumber Co.	Greene	Mar. 9, 1912	J 11	242
Model Coal Co.	Davidson	Apr. 27, 1912	U 14	641
Morristown Interurban Ry. Co.	Hamblen	July 2, 1912	S 3	33

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Morrison-Hope-Hoppe Co.	Shelby	July 6, 1912	U	15 60
Moreland Department Store	Carter	Aug. 5, 1912	U	15 96
Monte Sano Coal Co.	Knox	Aug. 5, 1912	U	15 100
Modern Tiling Mfg. Co.	Knox	Aug. 19, 1912	J	12 32
Moore, M. L., Chemical Co.	Shelby	Aug. 27, 1912	J	12 37
Monteagle Assembly Improvement Co.	Grundy	Sept. 9, 1912	Q	B 6
Mountain Ry. Co.	Hamilton	Oct. 17, 1912	U	15 173
Mowell Potter Drug Co.	Shelby	Jan. 20, 1913	J	12 91
Mt. Pleasant Opera House Co.	Maury	Feb. 15, 1913	U	15 293
Mountain City Mineral Water Co.	Hamilton	Apr. 8, 1913	U	16 30
Mossy Creek Utilities Co.	Jefferson	Apr. 22, 1913	P	9 384
Monarch Milling Co.	Carter	May 29, 1913	J	12 173
Moore Liver Aets Co.	Davidson	June 28, 1913	U	16 97
Mono Service Cream Co.	Knox	July 5, 1913	J	12 185
Moore, W. R., Dry Goods Co.	Shelby	July 9, 1913	U	16 116
Morris, A., & Co.	Shelby	July 12, 1913	J	12 192
Mount Tabor Presbyterian Church	Maury	Aug. 12, 1913	O	7 103
Moore Hardware Co.	McMinn	Aug. 20, 1913	U	16 145
Morris Co.	Madison	Aug. 26, 1913	U	16 151
Morristown Improvement Co.	Hamblen	Aug. 28, 1913	U	16 155
Mount Sania Aid & Relief Society	Fayette	Sept. 15, 1913	O	7 108
Murfreesboro Board of Trade	Rutherford	Apr. 28, 1911	O	6 132
Murfreesboro Library Association	Rutherford	May 27, 1911	O	6 140
Mutual Adjustment Co.	Davidson	Aug. 2, 1911	U	14 107
Munford Presbyterian Church, U. S. A.	Tipton	Aug. 28, 1911	O	6 158
Murfreesboro Hospital Co.	Rutherford	Sept. 11, 1911	U	14 199
Mutual Coal Co.	Hamilton	Nov. 4, 1911	U	14 283
Muhlenburg Coal Co.	Shelby	Dec. 12, 1911	J	11 184
Murfreesboro Transportation Co.	Rutherford	Dec. 16, 1911	U	14 347
Maury Construction Co.	Knox	Feb. 12, 1912	U	14 471
Murfreesboro Electric Railway Co.	Davidson	Apr. 3, 1912	S	3 29
Murfreesboro Mutual Home Telephone Co.	Rutherford	July 20, 1912	U	15 63
Maury Fair Association	Maury	Aug. 28, 1912	U	15 158
Music Lovers Contest Co.	Shelby	Oct. 14, 1912	J	12 57
Mutual Loan Investment Co.	Shelby	Jan. 16, 1913	Vol.	3 368
Maury Bros. Clothing Co.	Marshall	Mar. 1, 1913	U	15 308
N				
Nashville Aero Club	Davidson	Apr. 13, 1911	O	6 127
Nashville-Gallatin Interurban Ry.	Davidson	Apr. 20, 1911	S	3 22
National Students Farm & Home Assc.	Davidson	Apr. 19, 1911	O	6 109
National Distributing Co.	Knox	May 13, 1911	U	13 564
North Memphis Undertakers	Shelby	June 13, 1911	U	13 628
Nashville Gas & Heating Co.	Davidson	July 6, 1911	U	14 45
Newport Mill Co.	Cocke	July 13, 1911	J	11 98
National Co-Realty & Immigration Co.	Shelby	July 17, 1911	U	14 69
National Fire Appliance Co.	Shelby	July 29, 1911	U	14 93
National Nova Cola Co.	Davidson	Aug. 31, 1911	J	11 126
Nashville & LaPayette Eastern R. R. Co.	Macon	Sept. 8, 1911	S	3 24
Nashville Spring & Mattress Co.	Davidson	Nov. 13, 1911	U	14 303
Norton Hardwood Co.	Shelby	Dec. 8, 1911	J	11 183
New Hermitage Athletic Club	Davidson	Dec. 22, 1911	U	14 361
Nashville Rubber Protector Hat Co.	Davidson	Dec. 28, 1911	U	14 363
Normal Land Co.	Shelby	Jan. 20, 1912	Q	B 151
National Jewelry Co.	Davidson	Jan. 26, 1912	U	14 335
Nyberg Auto Works	Hamilton	Jan. 29, 1912	J	11 208
Nashville Realty Co.	Davidson	Mar. 2, 1912	Q	B 159
North Star Ice & Coal Co.	Knox	May 10, 1912	J	11 278
National Art Co.	Davidson	May 11, 1912	U	15 16
Nashville Baseball Association	Davidson	June 15, 1912	U	15 41
Nashville Bar & Library Association	Davidson	June 21, 1912	U	15 48
Normal School Place	Shelby	June 25, 1912	Q	B 173
Nashville Oil & Gas Co.	Davidson	July 3, 1912	J	12 9
National Furniture Co.	Davidson	Aug. 3, 1912	U	15 92
Nashville Pure Milk Co.	Davidson	Aug. 5, 1912	U	15 96
Newton Northwestern Development Co.	Shelby	Aug. 31, 1912	J	12 31
Nashville Property Co.	Davidson	Aug. 6, 1912	Q	B 179
New Ad Illuminated Sign Co.	Shelby	Sept. 1, 1912	U	15 132
Nashville Automobile Clearing House Co.	Davidson	Oct. 4, 1912	U	15 153
Neely, E. A. N., & Son	Shelby	Oct. 11, 1912	U	15 162
New York Jewelry Co.	Shelby	Oct. 11, 1912	U	15 163
New Harmony Turnpike Co.	Macon	Oct. 22, 1912	No.	1 7
Nashville Geological Society	Davidson	Oct. 25, 1912	O	7 47

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Nashville Credit Men Adjustment Bureau	Davidson	Oct. 30, 1912	U 15	198
Nolan Bros. Motor Truck Co.	Shelby	Dec. 2, 1912	U 15	221
Nashville Negro Board of Trade	Davidson	Dec. 20, 1912	O 7	52
Niota Home Telephone Co.	McMinn	Feb. 21, 1913	U 15	299
National Coal Saving Co.	Shelby	Feb. 21, 1913	J 12	119
National Invention Corporation	Davidson	Mar. 4, 1913	U 15	310
Nashville Creamery Mfg. Co.	Davidson	Mar. 31, 1913	U 16	22
Nashville Fireman's Fishing Club	Davidson	Apr. 2, 1913	O 7	73
Ninth Ward Working Men's Social Club	Knox	Apr. 7, 1913	O 7	74
Nashville Development Co.	Davidson	May 16, 1913	U 16	60
National Finance Co.	Henderson	May 27, 1913	U 16	74
Nashville Retail Credit Men's Assoc.	Davidson	June 23, 1913	O 7	95
Nichols Grocery Co.	Maury	June 27, 1913	U 16	90
National Home Laundry Co.	Hamilton	July 24, 1913	J 12	197
National Weighing & Measuring Machine	Knox	July 25, 1913	J 12	198
Nashville Dixie Baseball Club	Davidson	Aug. 19, 1913	U 16	143
Northrup, Harry E., Co.	Shelby	Sept. 11, 1913	U 16	185
New Giles County Fair Association	Giles	Sept. 23, 1913	U 16	183
National Golden Cross Lodge of N. A.	Knox	Sept. 26, 1913	U 16	187
O				
Orman-Parlee Saddlery Co.	Davidson	May 20, 1911	J 11	73
Overton Parkway Land Co.	Shelby	June 5, 1911	Q B	116
Orr, J. H., Co.	Davidson	Aug. 11, 1911	U 14	129
Ormsstead Bros. & Gates	Hamilton	Aug. 21, 1911	U 14	145
Osborne Auto Supply Co.	Shelby	Sept. 19, 1911	U 14	211
Orchard Realty Co.	Hamilton	Sept. 22, 1911	Q B	131
Oakdale Bank & Trust Co.	Morgan	Oct. 25, 1911	Vol. 3	263
Ocoee Club	Polk	Oct. 25, 1911	O 6	171
Ocoee Realty Co.	Bradley	Jan. 27, 1912	Q B	153
Oak Hill Cemetery Association	Washington	Feb. 23, 1912	U 14	399
Owood Mercantile Co.	Knox	Apr. 17, 1912	U 14	600
Organ Printing Co.	Davidson	Apr. 26, 1912	U 14	637
Ocoee Medicine Co.	Rhea	May 11, 1911	U 15	17
Office Equipment Co.	Davidson	June 4, 1912	J 11	292
Ogden, W. R., Co.	Knox	June 5, 1912	U 15	35
Oriental Tea & Coffee Co.	Shelby	July 19, 1912	U 15	74
Overlook Co., The	Hamilton	Aug. 17, 1912	Q B	190
Ocoee Presbyterian Church	Polk	Sept. 11, 1912	O 7	37
O'Donnell McCormack Co.	Shelby	Nov. 19, 1912	U 15	206
Omberg, W. F., Incorporated	Shelby	Mar. 12, 1913	U 15	230
Old Virginia Coal Co.	Hamilton	Apr. 24, 1913	U 16	49
Oakley Branch Home Telephone Co.	Overton	May 11, 1913	U 16	55
O'Donahough Safety Guard Gas Stove Atch.	Davidson	July 24, 1913	J 12	198
Old Sol Hot Air Furnace Co.	Davidson	Sept. 5, 1913	U 16	160
Orooco Motion Picture Co.	Coffee	Sept. 22, 1913	U 16	181
P				
Perry & Lester Coal Co.	Davidson	Apr. 24, 1911	U 13	528
Petersburg Electric Light & Power Co.	Lincoln	May 31, 1911	U 13	596
Peoples Bank of Cleveland	Bradley	June 24, 1911	Vol. 3	220
Peoples Bank of Kelo.	Lincoln	July 1, 1911	Vol. 3	222
Paris Mineral Well Co.	Henry	July 8, 1911	U 14	55
Petros Coal Co.	Morgan	July 29, 1911	J 11	104
Peoples Stock & Poultry Co.	Greene	Sept. 8, 1911	U 14	191
Park Place Building Co.	Shelby	Sept. 15, 1911	J 11	135
Peoples Bank, The	McNairy	Sept. 30, 1911	Vol. 3	252
Parham Trust Co.	Shelby	Oct. 6, 1911	Vol. 3	254
Peoples Gin Co.	Fayette	Oct. 19, 1911	J 11	151
Patten Fuel & Supply Co.	Hamilton	Oct. 30, 1911	U 14	271
Parham Mattress Co.	Hamilton	Dec. 30, 1911	J 11	193
Peoples Coal Co.	Davidson	Feb. 13, 1912	U 14	479
Persian Lumber Co.	Davidson	Apr. 17, 1912	U 14	612
Pardue Corporation	Washington	Apr. 22, 1912	U 14	625
Palethorpe, F. R., Co.	Montgomery	May 2, 1912	U 14	647
Piedmont Coal & Coke Co.	Scott	May 6, 1912	J 11	277
Paris Auto Transfer Co.	Henry	June 1, 1912	U 15	23
Peoples Interurban Ry. Co.	Grainger	June 24, 1912	S 3	31
Pawpaw Skin Co.	Hamilton	July 3, 1912	J 12	8
Peoples Grocery Co.	Davidson	July 16, 1912	U 15	72
Parson, L. H., Mercantile Co.	Henderson	July 29, 1912	U 15	86
Peoples Bank of Rossville	Fayette	Sept. 13, 1912	Vol. 3	243

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Piedmont Amusement Co.	Hamilton	Sept. 24, 1912	U 15	144
Peoples Bank, The	Smith	Sept. 25, 1912	Vol. 3	344
Peter, W. T., Land Co.	Madison	Oct. 4, 1912	Q B	185
Petersburg & Richmond Turnpike Co.	Bedford	Oct. 31, 1912	No. 1	8
Paint Rock Consolidated Coal Co.	Hamilton	Feb. 7, 1913	J 12	110
Parkway Land Co.	Shelby	Feb. 27, 1913	Q B	199
Paris Toilet Co.	Henry	Mar. 16, 1913	J 12	129
Petengill Flowers Advertising Co.	Shelby	Mar. 17, 1913	J 12	136
Peoples Amusement Co.	Hamilton	Apr. 22, 1913	U 16	24
Pennington Realty & Improvement Co.	Davidson	May 12, 1913	Q C	5
Peoples Savings Bank	Chester	May 21, 1913	Vol. 3	392
Peoples Grocery Co.	Hamilton	July 22, 1913	U 16	124
Park Bank & Trust Co.	Shelby	Aug. 24, 1913	Vol. 3	401
Peoples Hardware Co.	Carter	Aug. 11, 1913	U 16	135
Pierce Transfer Co.	Sumner	Aug. 14, 1913	U 16	137
Peoples Coal & Ice Co.	Henry	Sept. 4, 1913	U 16	161
Peiser Taylor Co.	Shelby	Sept. 9, 1913	U 16	164
Planters & Merchants Bank	Giles	May 22, 1911	Vol. 3	230
Pinnacle Drug Co.	Claiborne	June 14, 1911	U 13	630
Phillips Drug Co.	Bradley	July 20, 1911	U 14	79
Planters Bank & Trust Co.	Coffee	Jan. 22, 1912	Vol. 3	280
Planks Chill Tonic Co.	Hamilton	Feb. 3, 1913	U 15	278
Pittsburg Plate Glass Co.	Shelby	Feb. 8, 1913	U 15	288
Pineville Coal Mining Co.	Claiborne	Feb. 18, 1913	J 12	116
Pleasant Shade Bank	Smith	July 5, 1913	Vol. 3	397
Portland Mutual Telephone Co.	Sumner	Apr. 18, 1911	U 13	516
Puryear Lumber & Improvement Co.	Henry	May 20, 1911	J 11	68
Price-Bass Co.	Davidson	Aug. 2, 1911	U 14	109
Pound Gulf Lumber Co.	Davidson	Aug. 8, 1911	J 11	109
Pythian Realty Co.	Hamilton	Aug. 8, 1911	U 14	119
Princess Amusement Co.	Davidson	Aug. 21, 1911	U 14	147
Puck Realty Co.	Shelby	Aug. 22, 1911	Q B	129
Purity Oil Co.	Shelby	Jan. 26, 1912	U 14	437
Puryear Milling Co.	Henry	Feb. 12, 1912	J 11	223
Priestly Loyd Light & Power Co.	Chester	Feb. 28, 1912	U 14	517
Potts Mallory Davis Co.	Shelby	Feb. 28, 1912	Q B	158
Provident Loan Society	Davidson	Apr. 16, 1912	U 14	607
Porter Ice & Cold Storage Co.	Robertson	May 28, 1912	J 11	289
Puckett Auto Co.	Rutherford	June 18, 1912	U 15	45
Prinder Gas Cotton Mills	Polk	July 8, 1912	J 12	11
Progressive Negro Fair & Agr. Assc.	Bedford	Sept. 4, 1912	U 15	122
Pogue, H. Sea Co.	Davidson	Sept. 17, 1912	U 15	139
Planters Gin Co.	Crockett	Feb. 26, 1913	J 12	121
Presto Medicine Co.	Shelby	Mar. 12, 1913	U 14	324
Pure Gold Tobacco Co.	Greene	Apr. 14, 1913	U 16	37
Provident Loan Bank	Shelby	May 9, 1913	Vol. 3	390
Poeshontas, Bank of	Hardin	July 12, 1913	Vol. 3	398

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Rising Creek Marble Co.	Knox	Apr. 8, 1911	J 11	54
Ripley Oil Mills	Lauderdale	May 24, 1911	J 11	71
Rainey & Himes, Incorporated	Shelby	June 8, 1911	Q B	117
Riceville Bank	McMinn	June 16, 1911	Vol. 3	226
Rex Coal Co.	Knox	June 24, 1911	J 11	88
Reelfoot Outing Club	Dyer	June 27, 1911	U 14	21
Rhea Stone Coal Co.	Shelby	July 17, 1911	U 14	71
Rhymes, R. L., Co.	Shelby	July 17, 1911	J 11	99
Riceville Gin & Warehouse Co.	McMinn	Aug. 8, 1911	J 11	110
Rhett-Sanders-Orr Co.	Shelby	Oct. 6, 1911	U 14	239
Rapid City Land Co.	Davidson	Oct. 7, 1911	Q B	137
Rhea Springs Light & Power Co.	Rhea	Oct. 27, 1911	U 14	266
Riverside Realty Co.	Davidson	Oct. 8, 1911	Q B	141
Richardson Land & Improvement Co.	Dyer	Nov. 10, 1911	B 144	
Railway Mechanical Association	Knox	Nov. 23, 1911	Q O	6
Railway Wood Preserving Co.	Roane	Jan. 5, 1912	J 11	198
Reliable Mercantile Co.	Shelby	Mar. 6, 1912	U 14	531
Regal Mercantile Co.	Lauderdale	Mar. 13, 1912	J 11	243
Ransom Hardwood Lumber Co.	Davidson	Mar. 18, 1912	J 11	247
Reed Mfg. & Sales Co.	Anderson	Apr. 5, 1912	J 11	262
Railway Advertising Co.	Shelby	May 10, 1912	U 15	14
Reynolds Corporation, The	Sullivan	May 14, 1912	J 11	281
Ripley Cotton & Seed Co.	Shelby	June 12, 1912	J 12	1
Rapid City Brick & Tile Co.	Davidson	July 1, 1912	J 12	7

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Ridge Realty Co.	Lincoln	July 15, 1912	U 15	71
Rex Handle Mfg. Co.	Shelby	July 20, 1912	J 12	20
River Real Improvement Co.	Knox	Aug. 6, 1912	Q 179	B 179
Reynolds Art-Mart, Incorporated	Hamilton	Sept. 5, 1912	U 15	124
Rite-Rite Co.	Shelby	Sept. 7, 1912	U 15	126
Rialto Savings Co.	Shelby	Oct. 2, 1912	Q 184	B 184
Refuge Plantation Co.	Hamilton	Oct. 21, 1912	U 15	178
Radio Gas Machine Co.	Davidson	Dec. 2, 1912	J 12	79
Real Estate Investment Co.	Hamilton	Jan. 2, 1912	U 15	243
Realty Investment Co.	Knox	Feb. 7, 1912	Q 197	B 197
Reaves & Fly Co.	Montgomery	Mar. 5, 1912	J 12	136
Realty Trust Co.	Hamilton	Mar. 8, 1913	Vol. 3	380
Riverside Lumber Co.	Knox	May 22, 1913	J 12	171
Riverside Lumber Co.	Roane	June 2, 1913	J 12	174
River Supply Co.	Shelby	June 2, 1913	U 16	78
Ragland-Baxter-Morford Co.	Davidson	July 15, 1913	J 12	193
Red Cross Pharmacy	Roane	July 17, 1913	U 16	123
Riverside Mills Co.	Davidson	Aug. 28, 1913	J 12	219
Reed Cotton Co.	Tipton	Sept. 2, 1913	U 16	187
Riceville Knitting Mills	McMinn	Sept. 8, 1913	U 16	186
Red Boiling Realty & Water Co.	Jackson	Sept. 30, 1913	Q 13	13
Robe Lake Lumber Co.	Shelby	May 8, 1911	J 11	60
Royal Milling Co.	Dyer	July 6, 1911	J 11	92
Rosemark Telephone Co.	Shelby	Dec. 12, 1911	U 14	345
Rutherford Home Telephone Co.	Gibson	Jan. 10, 1912	U 14	387
Rosemark Bank & Trust Co.	Shelby	Feb. 15, 1912	Vol. 3	295
Rome Home Telephone Co.	Smith	Mar. 1, 1912	U 14	529
Rosenblock Co., The	Greene	Mar. 15, 1912	U 14	547
Rubiesco Mfg. Co.	Shelby	Mar. 16, 1912	J 11	245
Royal Oaks Land Co.	Davidson	Mar. 28, 1912	Q 16	162
Robin Jones Phosphate Co.	Davidson	July 19, 1912	J 12	19
Roane Creek Electric Light & Power Co.	Johnson	July 18, 1912	U 15	75
Roundtree, C. E., Co.	Shelby	Nov. 14, 1912	U 15	202
Rock City Tin & Copper Works	Davidson	Dec. 21, 1912	J 12	86
Rural Telephone Co.	Dyer	Jan. 8, 1913	U 15	252
Roberts, Lew, Jewelry Co.	Davidson	Jan. 21, 1913	U 15	263
Rosett Mercantile Co.	Shelby	Apr. 22, 1913	U 16	47
Robinson, Jno. B., Building Co.	Shelby	May 30, 1913	U 16	75
Rogers, Walter B., & Co.	Knox	July 22, 1913	J 12	195
Rock Island & Memphis Ry. Co.	Shelby	Aug. 19, 1913	S 3	41
Roane County News	Roane	Aug. 20, 1913	U 16	144
Rock City Construction Co.	Davidson	Aug. 27, 1913	U 16	154
Russell Perfect Stave & Heading Co.	Shelby	Sept. 29, 1913	J 12	333
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Sample Clothing & Shoe Co.	Washington	Apr. 3, 1911	U 13	490
Sanapan Distributing Co.	Davidson	Aug. 21, 1911	J 11	118
Sather-Phillips Aeroplane Co.	Hamilton	Aug. 25, 1911	J 11	120
Sargent Lumber Co.	Shelby	Oct. 13, 1911	J 11	148
Sagamore Coal Co.	Claiborne	Feb. 28, 1912	J 11	231
Samuel, D. B., Co.	Hamilton	Apr. 1, 1912	U 14	577
Sanifect Chemical Co.	Davidson	July 16, 1912	J 12	18
Savannah Amusement Co.	Hardin	Nov. 16, 1912	U 15	206
Sanitary Reversible Screen Co.	Shelby	Nov. 19, 1912	J 12	71
Saulsbury Sand Co.	Hardeman	Apr. 12, 1913	U 16	36
Saw Mill Construction Co.	McMinn	Aug. 23, 1913	J 12	216
Scarborough Hanks Co.	Washington	Oct. 18, 1911	U 14	253
Scott Land Co.	Shelby	Apr. 17, 1912	Q 16	165
Scott, C. A., & Co.	Monroe	Apr. 20, 1912	U 14	632
Scott, Roy, Co.	Knox	Dec. 30, 1912	U 15	240
Scott, Geo. E., Lumber Co.	Dyer	June 4, 1913	U 16	79
Seminary Rural Telephone Co.	Weakley	Apr. 18, 1911	U 13	514
Shelby Export Lumber Co.	Shelby	June 30, 1911	U 14	31
Six, 38 Tire & Vulcanizing Co.	Shelby	July 12, 1911	J 11	95
Sharp, L. J., Co.	Hamilton	Aug. 5, 1911	J 11	108
Senatobia Cotton Oil Co.	Shelby	Sept. 21, 1911	J 11	137
Shats Bogle & Co.	Obion	Oct. 19, 1911	U 14	257
Sight Seeing Co.	Hamilton	Oct. 27, 1911	U 14	267
Second Church of Christ	Hamilton	Nov. 1, 1911	O 6	173
Simplicity Shade Adjuster Co.	Shelby	Dec. 13, 1911	J 11	186
Shelby Candy & Coffee Co.	Shelby	Jan. 25, 1912	U 14	429
Sherman, Lucas Smith Co.	Hamilton	Feb. 9, 1912	J 11	221
Silver Williams Co.	Washington	Feb. 16, 1912	U 14	491

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Silber Lumber Co.	Davidson	Mar. 28, 1912	U	14 563
Sharp-Flanigan-Hamilton Furniture Co.	Davidson	Mar. 28, 1912	U	14 465
Security Bank & Trust Co.	Madison	Apr. 10, 1912	Vol.	3 308
Sheron Rural Telephone Co.	Weakley	May 1, 1912	U	14 455
Sisters of Helping Hand No. 1	Haywood	May 1, 1912	O	7 4
Seat Stone Co.	Davidson	June 13, 1912	J	12 2
Seminole Social Club	Davidson	June 21, 1912	O	7 18
Seaton Wheel Co.	Davidson	June 22, 1912	J	12 4
Security Trust Co.	Montgomery	July 18, 1912	Vol.	3 331
Sesquatchie Valley Fair Assc.	Marion	Aug. 5, 1912	U	15 94
Sick & Aid Society	Fayette	Aug. 22, 1912	O	7 31
Selmer Electric Light & Gin Co.	McNairy	Sept. 19, 1912	J	12 50
Sip Mfg. Co.	Shelby	Oct. 11, 1912	J	12 55
Shotwell Plantation Co.	Hamilton	Oct. 21, 1912	U	15 181
Shady Union Supply Co.	Johnson	Nov. 6, 1912	U	15 195
Security Bank & Trust Co.	Davidson	Nov. 29, 1912	Vol.	3 356
Signal Mountain Coal Co.	Knox	Jan. 15, 1913	J	12 95
Sheffield Berry Growers Assc.	Rhea	Jan. 29, 1913	U	15 267
Security Trust Co.	Obion	Feb. 11, 1913	Vol.	3 376
Security Investment Co.	Shelby	June 16, 1913	J	12 181
Seamans & Seamans, Incorporated	Shelby	July 5, 1913	U	16 114
Seven Springs Hotel & Sanitarium Co.	DeKalb	July 11, 1913	U	16 117
Sip Bottling Corporation	Shelby	Aug. 15, 1913	J	12 207
Signal Mountain Country Club	Hamilton	Aug. 19, 1913	O	7 105
Shiloh Presbyterian Church	Knox	Sept. 10, 1913	O	7 107
Smith, R. A., Grain Co.	Lincoln	June 1, 1911	J	11 176
Smith, J. B., Co.	Knox	Jan. 13, 1912	U	14 393
Smoky Mountain Lumber Co.	Knox	Sept. 12, 1912	J	12 46
Smith Drill & Machine Co.	Hamilton	Jan. 8, 1913	J	12 90
Smith, Jno. W., Co.	Johnson	Feb. 15, 1913	U	15 394
Smart Memorial Presbyterian Church, U. S. A.	Warren	June 13, 1913	O	7 88
Sloan Van Brocklin Co.	Shelby	Sept. 22, 1913	U	16 182
Spence Trunk & Leather Co.	Knox	May 9, 1911	J	11 61
Southeast Hardware Co.	Montgomery	May 9, 1911	U	13 558
Southern Development Co.	Madison	May 13, 1911	J	11 63
Southern Trust Co.	Hamilton	June 9, 1911	Q	B 9
Southern Baker & Confectionery Supply Co.	Shelby	June 12, 1911	U	13 626
Souhr-Beasley Co.	Shelby	Feb. 25, 1911	U	12 335
Southern Operating Co.	Hamilton	June 20, 1911	U	14 3
Sparta Mill Co.	White	July 26, 1911	J	11 100
South Pittsburg Light Co.	Marion	Aug. 24, 1911	U	14 153
Soddy Banking Co.	Hamilton	Sept. 1, 1911	Vol.	3 246
Southern Medicated Cotton Co.	Hamilton	Sept. 13, 1911	J	11 133
Southern Poultry & Egg Shippers Co.	Davidson	Oct. 3, 1911	O	6 165
Springville Telephone Co.	Henry	Nov. 1, 1911	U	14 275
Springfield Plant Bed Steaming Co.	Robertson	Nov. 28, 1911	J	11 176
Southern Dollaway Paving Co.	Shelby	Dec. 12, 1911	U	14 341
Southern Packing & Produce Co.	Shelby	Jan. 17, 1912	J	11 202
Southern Foundry & Machine Co.	He. derson	Feb. 1, 1912	U	14 447
Southern Plantation Corporation, The	Shelby	Feb. 15, 1912	J	11 226
Southern Development & Sales Co., Amd.	Hamilton	Feb. 17, 1912	P	8 501
Southern Civil Service Institute	Davidson	Feb. 20, 1912	U	14 497
Southern Operating Co., Amd.	Hamilton	Mar. 7, 1912	P	9 35
Spears, Ben, Shoe Co.	Hamilton	Mar. 9, 1912	U	14 543
Southern Club, The	Hamilton	Mar. 12, 1912	O	6 187
Southern Athletic Club of Chattanooga	Hamilton	Apr. 6, 1912	U	14 589
Southern Mercantile Co., The	Shelby	Apr. 9, 1912	U	14 599
Southern Cold Storage Co.	Bradley	Apr. 15, 1912	J	11 266
Southern Supply & Mfg. Co., Amd.	Shelby	Apr. 15, 1912	P	8 496
Southeast Home Lodge	Montgomery	Apr. 24, 1912	O	7 3
Southern Supply and Mfg. Co., Amd.	Shelby	May 15, 1912	P	9 85
Southern Specialty Co.	Mauzy	June 4, 1912	U	15 33
Southern-Western Motor Car Distributing Co.	Shelby	July 6, 1912	U	15 61
Scott Motor Co.	Shelby	July 6, 1912	U	15 62
Southern Tool & Supply Co.	Hamilton	Aug. 19, 1912	U	15 106
Sparta Investment Co.	White	Aug. 29, 1912	U	15 118
Southern Howard Association	Davidson	Sept. 6, 1912	O	7 36
Southern Laundry and Dry Cleaning Co.	Madison	Sept. 19, 1912	U	15 142
Sprouse Bros. Co.	Robertson	Sept. 24, 1912	U	15 143
Southern Zilio Co.	Davidson	Oct. 23, 1912	U	15 189
Spencer, M. A., Co.	Knox	Nov. 12, 1912	U	15 199
Southern Bowling Alley Co.	Knox	Nov. 26, 1912	U	15 218
Southern Combining Sales Co.	Hamilton	Dec. 12, 1912	J	12 82
Speedway Terrace Building Co.	Shelby	Dec. 30, 1912	U	15 241

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Sparta Spoke Factory	White	Jan. 1, 1913	J	12 88
Southern Bank & Trust Co.	Davidson	Jan. 28, 1913	J Vol.	3 372
Southern Development Co.	Davidson	Feb. 4, 1913	J	12 107
Southern Real Estate Co.	Davidson	Feb. 8, 1913	J	15 287
Southern Ice & Coal Co.	Carroll	Mar. 7, 1913	U	15 315
Solomon Contracting & Engineering Co.	Roane	Mar. 15, 1913	J	12 134
Southern Telephone & Telegraph Co.	Davidson	Mar. 25, 1913	U	16 15
Southern Canner & Evaporator Co.	Hamilton	Apr. 26, 1913	J	12 154
Southern Stone Mfg. Co.	Davidson	Apr. 28, 1913	J	12 189
Southern Publishing Co.	Davidson	July 5, 1913	U	15 111
Southern Mining Co.	Knox	Aug. 26, 1913	J	12 217
Southern Electric Co.	Shelby	Sept. 2, 1913	U	16 189
Spencer Dowler Co.	Hamilton	Sept. 20, 1913	U	16 179
Southern Security & Mortgage Co.	Davidson	Sept. 23, 1913	Q C	17
Standard Jellico Coal Co.	Claiborne	Apr. 1, 1911	J	11 80
Standard Marble Co.	Knox	Apr. 13, 1912	J	11 55
Stanford & Hatchet Co.	Henderson	Apr. 27, 1911	U	13 534
Starr Pea Huller Co.	Hamilton	May 20, 1911	J	11 60
Stockard Advertising Co.	Maury	June 20, 1911	U	14 1
Standard Drug Store	Rutherford	July 1, 1911	U	14 41
Stivers, A. G., Lumber Co.	Hamilton	July 24, 1911	J	11 102
Starr Realty & Investment Co.	Davidson	Sept. 26, 1911	Q B	134
Stewart Automobile Co.	Shelby	Oct. 25, 1911	U	14 259
St. Joe Shoe Repair Shop	Hamilton	Dec. 2, 1911	J	11 178
Stokes, W. M., Construction Co.	Washington	Feb. 26, 1912	U	14 503
St. Joseph Mercantile Co.	Lawrence	Mar. 20, 1911	U	14 551
Stovall Hardware Co.	Hamilton	Apr. 4, 1912	U	14 581
Starr Diamond & Jewelry Co.	Shelby	May 8, 1912	U	15 10
Stovall Gap Home Telephone Co.	Trousdale	May 14, 1912	U	15 18
St. Mark's Presbyterian Church	Hawkins	May 20, 1912	O	7 11
Straley & Co.	Williamson	May 21, 1912	U	15 25
Starr Laundry Co.	Knox	May 25, 1912	U	15 29
Standard Improvement Co.	Shelby	Sept. 16, 1912	U	15 139
Standard Pressing Co.	Hamilton	Sept. 24, 1912	J	12 52
Stagnire & Co.	Hamilton	Oct. 17, 1912	U	15 172
Stoneford Power Co.	Franklin	Oct. 28, 1912	U	15 191
Stules-Yarnall Furniture Co.	Hamilton	Jan. 3, 1913	U	15 246
State Motor Car Co.	Davidson	Feb. 7, 1913	U	15 285
Standard Amusement Co.	Bradley	Mar. 11, 1913	U	15 319
St. Elmo Bank & Trust Co.	Hamilton	Mar. 18, 1912	Vol.	8 384
Strickland Pattern Works	Hamilton	June 28, 1913	U	16 101
Stephens Land & Coal Co.	Morgan	July 14, 1913	U	16 129
Stewart American Products Co.	Shelby	Aug. 14, 1913	U	16 138
Stone, J. & N., Construction Co.	Davidson	Feb. 27, 1913	J	11 29
Standard Supply & Jewelry Co.	Shelby	Sept. 11, 1913	J	12 225
Starr Amusement Co.	Davidson	Sept. 12, 1913	U	16 170
Swiss Dry Cleaning Co.	Davidson	Apr. 28, 1911	U	13 536
Summerfield Realty Co.	Hamilton	Dec. 6, 1911	Q B	146
Superior Live Stock & Casualty Co.	Hamilton	Jan. 31, 1912	J	11 216
Sunbright Canning Co.	Dickson	June 10, 1911	U	15 38
Supreme Lodge of the Fraternal Order of D.	Hamilton	Sept. 30, 1912	O	7 41
Swift Water Plantation Co.	Hamilton	Oct. 21, 1912	U	15 179
Sugar Valley Brown Ore Mining Co.	Hamilton	Jan. 20, 1913	U	15 262
Sudekum Metallic & Packing Co.	Davidson	Feb. 12, 1913	J	12 113
Supreme Lodge of the Silver Moon	Hamilton	Mar. 28, 1913	O	7 72
Superior Live Stock & Casualty Co.	Hamilton	Apr. 2, 1913	J	12 144
Seymore Club	Washington	May 16, 1913	O	7 80
Sulphura Mutual Home Telephone Co.	Sumner	Aug. 13, 1913	U	16 136

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Tennessee River Telephone Co.	Hawkins	May 26, 1911	U	13 580
Tennessee Burner Mfg. Co.	Hamilton	June 7, 1911	J	11 80
Tennessee Cemetery Co.	Dickson	June 7, 1911	O	6 143
Tennessee & Kentucky State Line Ry. Co.	Henry	June 22, 1911	S	3 23
Tennessee & Florida Land Investment Co.	Knox	July 7, 1911	U	14 51
Tennessee Commercial Men's Health Assc.	Hamilton	July 8, 1911	O	6 163
Tennessee Nova Cola Co.	Hamilton	Nov. 13, 1911	J	11 167
Tennessee Brokerage Co.	Shelby	Feb. 1, 1912	U	14 451
Tennessee Vending Co.	Davidson	Feb. 2, 1912	J	11 214
Tennessee Wall Paper Co.	Davidson	Feb. 15, 1912	U	14 453
Tennessee Fire Ins. Co.	Shelby	Feb. 23, 1912	U	14 519
Tennessee Club	Madison	Mar. 20, 1912	O	6 192
Tennessee Timber Co.	Cumberland	Mar. 26, 1912	J	11 253

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Tennessee Film Co.	Davidson.	Apr. 1, 1912	U 14	575
Tennessee Marble Works.	Knox.	Apr. 2, 1912	J 11	259
Tennessee Carving & Woodworking Co.	Washington.	Apr. 5, 1912	U 14	587
Tennessee Chair Co.	Greene.	Apr. 11, 1912	J 11	265
Tennessee Hydro Electric Co.	Anderson.	Apr. 17, 1912	J 14	611
Tennessee River Mineral Co.	Roane.	May 4, 1912	J 11	275
Tennessee Workshop for the Blind.	Shelby.	May 15, 1912	O 7	9
Tennessee Implement Co.	Robertson.	May 25, 1912	J 11	287
Tennessee Trust Co.	Davidson.	June 18, 1912	Vol. 3	324
Tennessee Mortgage & Investment Co.	Madison.	June 21, 1912	Vol. 3	326
Tennessee Trust Co. of Chattanooga.	Hamilton.	June 21, 1912	Vol. 3	328
Tennessee Eastern Power Co.	Hamilton.	June 22, 1912	U 15	50
Tennessee Western R. R. Co.	Davidson.	June 27, 1912	S 3	32
Tennessee Trust Building Co.	Davidson.	July 17, 1912	U 15	17
Tennessee Improved Cotton Gin Co.	Madison.	Aug. 14, 1912	J 12	29
Tennessee, Kentucky & Northern R. R. Co.	Davidson.	Aug. 14, 1912	S 3	34
Tennessee Hardware Co.	Gibson.	Oct. 14, 1912	U 15	166
Tennessee Canning Co.	Knox.	Nov. 21, 1912	U 15	211
Tennessee Seaton Wheel Co.	Davidson.	Jan. 9, 1913	J 12	91
Tennessee Stock Food Co.	Shelby.	Jan. 25, 1913	J 12	102
Tennessee Tie & Timber Co.	McMinn.	Feb. 18, 1913	J 12	115
Tennessee Coal & Coke Co.	Hamilton.	Mar. 14, 1913	J 12	132
Tennessee & Georgia Land Co.	Hamilton.	Apr. 11, 1913	Q C	2
Tenn.-Ark. Mining Co.	Maury.	May 8, 1913	U 16	61
Tennessee Investment Co.	Hamilton.	May 15, 1913	Q C	6
Tennessee Gravel Co.	Davidson.	May 16, 1913	J 12	169
Tennessee River Realty Co.	Hamilton.	June 13, 1913	J 12	179
Tennessee Childrens Home Society.	Davidson.	July 10, 1913	O 7	98
Tennessee Stone Mfg. Co.	Davidson.	Aug. 1, 1913	J 12	202
Tennessee Stave & Lumber Co.	Scott.	Aug. 5, 1913	J 12	204
Tennessee Mfg. Association.	Davidson.	Aug. 5, 1913	O 7	102
Tennessee Utilities Co.	Coffee.	Aug. 11, 1913	J 12	206
Tennessee Gravel Co.	Davidson.	Aug. 18, 1913	J 12	209
Tennessee & Kentucky R. R. Co.	Davidson.	Aug. 20, 1913	S 3	42
Tennessee Dental Depot.	Davidson.	Sept. 25, 1913	U 16	186
Thompson Electric Clock Co.	Shelby.	Apr. 22, 1911	U 13	524
Terry, W. C. & Co.	Knox.	Apr. 24, 1911	Q B	114
Trevecca College.	Davidson.	May 5, 1911	O 6	136
Three State Negro Industrial Fair Association.	Shelby.	May 11, 1911	U 13	560
Times Printing Co., Amd.	Hamilton.	May 31, 1911	P 8	288
Trenton Land Co., Amd.	Gibson.	July 10, 1911	P 8	311
Thompson Pitts & Co.	Dyer.	Aug. 28, 1911	U 14	159
Tri-State Chemical Co.	Shelby.	Aug. 29, 1911	J 11	124
Toggerly, The.	Obion.	Aug. 29, 1911	U 14	163
Tri-State Engineering Co.	Shelby.	Sept. 15, 1911	U 14	207
Tourist Sightseeing Co.	Hamilton.	Nov. 3, 1911	U 14	281
Teachers Correspondence Normal, The.	Davidson.	Nov. 2, 1911	U 14	279
Tri-State Auto Co.	Shelby.	Nov. 3, 1911	U 14	281
Tullahoma Drug Co., The.	Coffee.	Nov. 8, 1911	U 14	289
Tennamary Timber & Land Co.	Dyer.	Nov. 9, 1911	Q B	143
Thomas Grocery Co., The.	Hamilton.	Nov. 18, 1911	U 14	307
Tennessee Realty & Leasing Co., Amd.	Davidson.	Nov. 20, 1911	P 8	410
Todd-Brown Baking Co.	Washington.	Jan. 13, 1912	U 14	391
Trenton Land Co., Amd.	Gibson.	Jan. 13, 1912	P 8	471
Traffic Bureau of Knoxville.	Knox.	Jan. 19, 1912	O 6	183
Tidwell, Geo. M. & Co.	Shelby.	Jan. 20, 1912	U 14	417
Title Guarantee & Trust Co.	Davidson.	Feb. 2, 1912	Vol. 3	288
Title & Trust Co.	Knox.	Feb. 2, 1912	Vol. 3	291
Tate Springs Hotel Co.	Knox.	Feb. 7, 1912	U 14	461
Times Publishing Co.	Anderson.	Feb. 13, 1912	U 14	475
Trimble Banking Co.	Dyer.	Feb. 13, 1912	P 8	494
Training School, The.	Weakley.	Feb. 15, 1912	U 14	485
Trial Lake Planting Co.	Shelby.	Mar. 1, 1912	U 14	537
Trade-in-Memphis Association.	Shelby.	Mar. 28, 1912	O 6	196
Terminal Leasing Co.	Knox.	Apr. 9, 1912	U 14	597
Tri-State Land Improvement & Immigration Co.	Shelby.	May 10, 1912	Q B	168
Tullahoma Tobacco & Mfg. Co.	Coffee.	May 18, 1912	J 11	285
Thomas & Company, Incorporated.	Hamilton.	July 15, 1912	J 12	16
Talbot Furniture Co.	Davidson.	July 19, 1912	J 12	20
Tyndall, Walter C., Realty Co.	Shelby.	July 25, 1912	Q B	175
Taylor, Bob, Printing Co., The.	Davidson.	Sept. 14, 1912	U 15	134
Thompson State Bank & Trust Co.	Williamson.	Sept. 30, 1912	Vol. 3	346
Tradesman Publishing Co., The.	Hamilton.	Oct. 5, 1912	U 15	154
Tunies Realty Co.	Shelby.	Oct. 21, 1912	J 12	61

DOMESTIC CORPORATIONS—Continued.

NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Teboula Land Co.	Dyer	Oct. 28, 1912	J	12 66
Templeton Land Co.	Franklin	Nov. 2, 1912	J	13 180
Tipton County Farmers Union Bank	Tipton	Dec. 12, 1912	Vol.	3 300
Thomas, B., & Co., Incorporated	Hamilton	Dec. 25, 1912	P	9 280
Tri-State Artificial Limb Co.	Shelby	Jan. 4, 1913	U	15 247
Tennessee Hoop Co., Amd.	Shelby	Jan. 4, 1913	P	9 300
Turner, R. W., & Co.	Davidson	Jan. 6, 1913	U	15 240
Tri-State Sick & Accident Co.	Shelby	Jan. 7, 1913	U	15 251
Tri-State Fair	Shelby	Jan. 27, 1913	O	7 89
Thompson Brothers Co., Amd.	Lauderdale	Feb. 3, 1913	P	9 329
Trevathan, G. H., Co.	Henry	Feb. 21, 1913	U	15 300
Tresevant Telephone Co., Amd.	Carroll	Mar. 1, 1913	P	9 343
Tennessee Bank & Trust Co.	Davidson	Mar. 26, 1913	P	9 372
Tulane Co., Amd.	Davidson	Apr. 8, 1913	P	9 376
Tullahoma Ice & Coal Co.	Coffee	Apr. 26, 1913	P	9 391
Townsend Mercantile Co.	Blount	Apr. 30, 1913	P	9 393
Tri-State Building Supply Co.	Shelby	May 2, 1913	U	16 86
Tri-State Paint Co.	Shelby	May 13, 1913	U	16 64
Teas, W. C., Co.	Shelby	May 15, 1913	U	16 67
Trustees of the Methodist Advocate Journal	Hamilton	June 7, 1913	O	7 85
The Toggery	Madison	Aug. 9, 1913	U	16 134
U				
United Casualty & Surety Co.	Davidson	Apr. 4, 1911	U	13 492
United Equipment Co.	Knox	Apr. 13, 1911	J	11 56
United States Seed Co.	Shelby	June 1, 1911	U	13 606
United Household Supply Co.	Shelby	June 22, 1911	U	14 13
Union Gin Co., The	Lauderdale	July 21, 1911	U	14 85
Unit Realty Investment Co.	Shelby	Aug. 18, 1911	Q	B 128
Union Gin & Lumber Co.	Dyer	Aug. 28, 1911	J	11 122
Union Stockfood Co.	Greene	Sept. 9, 1911	U	14 195
Union Hardware Co.	Davidson	Nov. 2, 1911	U	14 277
Union Mercantile Co.	Dickson	Nov. 11, 1911	U	14 290
Universal Brokerage Co.	Shelby	Nov. 15, 1911	U	14 305
United Realty Co.	Davidson	Dec. 12, 1911	U	14 335
United Mercantile Agency of Tennessee	Shelby	Jan. 6, 1912	U	14 375
Unicoi State Co.	Unicoi	Jan. 12, 1912	B	150
U. S. Employees Bank & Trust Co.	Madison	Feb. 9, 1912	Vol.	3 292
United Collection & Investment Co.	Sullivan	Mar. 9, 1912	J	11 236
Union Telephone Co.	Lauderdale	June 21, 1912	U	15 46
University Heights Co.	Davidson	Aug. 5, 1912	Q	B 177
United States Feed & Grain Co.	Shelby	Aug. 15, 1912	J	13 30
Union Mission, The	Rutherford	Aug. 23, 1912	O	7 32
Union Trust & Realty Co.	Rutherford	Oct. 8, 1912	B	187
University Club of Knox Co.	Knox	Oct. 9, 1912	O	7 45
University Realty Co.	Knox	Nov. 15, 1912	Q	B 190
Union Savings Bank	Tipton	Dec. 12, 1912	Vol.	3 358
Union City Coca-Cola Bottling Co.	Obion	Jan. 7, 1913	U	15 250
United Development Corporation	Shelby	Jan. 10, 1913	U	15 254
United Investors Co.	Shelby	Jan. 25, 1913	Q	B 195
United Mining Co.	Knox	Mar. 5, 1913	J	12 127
Union Gin Co.	Madison	Mar. 21, 1913	U	16 10
United Brothers & Sisters of America	Shelby	Apr. 24, 1913	O	7 78
United Chemical Co.	Davidson	May 27, 1913	U	16 73
University Place Land Co.	Knox	Aug. 26, 1913	Q	C 14
V				
Volunteer State Medical & Surgical Assc.	Davidson	June 14, 1911	O	6 147
Villa Crest Hotel Co.	Davidson	July 31, 1911	U	14 97
Victoria Limestone Co.	Knox	Aug. 14, 1911	J	11 115
Valentino Gum & Mfg. Co.	Davidson	Aug. 23, 1911	U	14 151
Vidal Ore & Mfg. Co.	Monroe	Mar. 8, 1912	J	11 241
Volunteer State Mineral Co.	Rutherford	Nov. 4, 1912	J	12 69
Volunteer Banking & Brokerage Co.	Davidson	Jan. 27, 1913	J	12 103
Valley Construction & Supply Co.	Shelby	Feb. 6, 1913	U	15 282
Valley Realty Co.	Shelby	Apr. 16, 1913	U	16 41
Vaspar Coal Mining Co.	Knox	Apr. 28, 1913	J	12 157
Vaughn Sewing Machine Co.	Bledsoe	Mar. 14, 1913	U	16 2
Valley Ice Co.	Shelby	June 30, 1913	U	16 108
Verner Lumber Co.	Shelby	Sept. 19, 1913	J	12 227

DOMESTIC CORPORATIONS—Continued.

NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
W				
Wartrace Collar & Mfg. Co.	Bedford	Apr. 25, 1911	U	13 530
Waterson Power Saving Co.	Sullivan	May 15, 1911	J	11 65
Watkins Roberts Co.	Shelby	June 20, 1911	U	14 5
Warren Drug Co.	Davidson	July 11, 1911	U	14 59
Watauga Bottling Works	Carter	July 29, 1911	U	14 91
Walton-McDowell Co.	Davidson	Jan. 3, 1912	U	14 369
Walker-Fite Grocer Co.	Madison	Jan. 10, 1912	U	14 383
Watterson Hotel Co.	Hamilton	Jan. 13, 1912	U	14 389
Wagoner Grocery Co.	Shelby	Jan. 25, 1912	U	14 427
Walton & Co.	Hamilton	May 31, 1912	U	15 31
Walker Over Shoe Co.	Hamilton	Aug. 16, 1912	U	15 105
Wardrup Construction Co.	Knox	Oct. 5, 1912	U	15 155
Watauga Sanitarium Co.	Davidson	Nov. 29, 1912	J	12 74
Waner Shelby Hardware Co.	Shelby	Dec. 11, 1912	J	12 81
Warrenfelds Mining Co.	Hamilton	Dec. 16, 1912	J	12 83
Wade, C. R., & Co.	Obion	Feb. 14, 1913	U	15 292
Ward-Belmont School.	Davidson	Feb. 25, 1913	U	15 304
Walker, George & Co.	Blount	Aug. 14, 1913	U	16 19
Wayne County Bank	Wayne	Aug. 30, 1913	Vol.	3 402
Waverly Telephone & Tel. Co.	Humphreys	Apr. 20, 1911	U	13 518
We-Lika Mfg. Co.	Shelby	May 3, 1911	J	11 59
Westside Land Co.	Hamilton	May 19, 1911	U	14 572
Wilkinson, J. A., Lumber Co.	Sullivan	May 20, 1911	U	13 580
Western Land & Immigration Co.	Shelby	June 15, 1911	Q B	120
Wear-U-Well Shoe Co.	Davidson	June 20, 1911	J	11 91
Whittaker Tire & Rubber Co.	Shelby	June 28, 1911	U	14 27
West Tennessee Gin Co.	Shelby	Aug. 9, 1911	J	11 113
Winters Guthrie Mercantile Co.	Robertson	Aug. 8, 1911	U	14 121
Winterton, H. E., Gum Co.	Shelby	Aug. 22, 1911	J	11 119
Wisdom Investment Co.	Hamilton	Sept. 6, 1911	U	14 179
Webb, J. H., Co.	Blount	Sept. 6, 1911	U	14 185
West Tenn. Traction Co.	Shelby	Sept. 22, 1911	U	14 213
White Hardware Co.	Shelby	Oct. 17, 1911	U	14 249
White Adding Machine Co.	Davidson	Oct. 28, 1911	J	11 154
White Cloud Laundry Co.	Davidson	Nov. 18, 1911	U	14 309
Webber Tailoring Co.	Davidson	Dec. 11, 1911	U	14 337
White Creek Bank & Trust Co.	Davidson	Dec. 28, 1911	Vol.	3 276
West Tenn. Colored Agricultural Fair Assc.	Madison	Jan. 5, 1912	U	14 371
Williamson, S. M., Co.	Shelby	Jan. 17, 1912	J	11 201
Walker & Williams Co.	Hardin	Jan. 27, 1912	U	14 439
Wilkes-Glover & Co.	Robertson	Jan. 29, 1912	U	14 444
Wilson Concrete Co.	Dyer	Jan. 31, 1912	J	11 213
Williams Shoe Co.	Shelby	Mar. 28, 1912	U	14 561
Wilk Market Co.	Davidson	Apr. 22, 1912	J	11 27
Winkley Advertising System	Davidson	May 18, 1912	U	15 22
West Jellico Consolidated Coal Co.	Knox	July 13, 1912	J	12 14
White City Laundry Co.	Washington	July 19, 1912	U	15 76
Wise Millinery Co.	Davidson	July 29, 1912	U	15 87
Winslow Lumber Co.	Henderson	Aug. 13, 1912	U	15 104
Weakley Concrete Co.	Weakley	Sept. 5, 1912	J	12 41
Wilson Hosiery Mills	Hamilton	Sept. 11, 1912	J	12 46
Welfare Co.	Cumberland	Sept. 26, 1912	Q B	183
Washburn Mercantile & Trading Co.	Grainger	Oct. 8, 1912	U	15 159
White Motor Car Co.	Davidson	Nov. 19, 1912	U	15 209
White Baking Co.	Shelby	Dec. 6, 1912	U	15 225
White Star Iron Works	Hamilton	Dec. 26, 1912	J	12 87
Wilson-Powell Lumber & Stave Co.	Washington	Jan. 3, 1913	J	12 89
Wilson Park Land Co.	Davidson	Jan. 23, 1913	Q B	194
Wilson, C. E., Co.	Davidson	Jan. 29, 1913	U	15 269
White Cliff Club	Monroe	Feb. 22, 1913	O	7 66
Watts Cooperage Co.	Roane	Mar. 15, 1913	J	12 135
Whitwell Theater Co.	Marion	Mar. 19, 1913	U	16 7
Wilson Land Co.	Hamilton	Apr. 25, 1913	Q C	3
Williams Automobile Transmission Co.	Davidson	June 18, 1913	U	16 108
White Oak Land Co.	Bradley	July 15, 1913	Q C	12
Winchester Medicine Co.	Franklin	July 23, 1913	U	16 127
Wellons Drug Co.	Shelby	Sept. 2, 1913	U	16 160
Williams, W. C., Co.	Davidson	Sept. 25, 1913	U	16 185
Woodland Park Land Co.	Hamilton	May 6, 1911	U	13 554
Woolwine, L. M., Mfg. Co.	Shelby	Dec. 13, 1911	J	11 185
Woodcliff Lumber Co.	Davidson	Jan. 2, 1912	J	11 193
Woods, Jno. M., Lumber Co.	Shelby	Jan. 15, 1912	U	14 395

DOMESTIC CORPORATIONS—*Continued.*

NAME OF CORPORATION.	County where registered.	When registered in Secretary of State's Office.	Book.	Page.
Wonderland Park Co.....	Knox.....	Feb. 21, 1912	U	14 501
Woods, R. A., Coal Co.....	Roane.....	Sept. 9, 1912	J	12 43
Wright Lime & Cement Co.....	Shelby.....	Jan. 8, 1913	U	15 253
Wolf Lumber Co.....	McMinn.....	Mar. 8, 1913	J	12 130
Woman's Publishing Co.....	Davidson.....	Mar. 14, 1913	U	16 3
W. O. W. Building Association.....	Shelby.....	June 24, 1913	U	16 92
Y				
Yoso Co.....	Hamilton.....	Apr. 20, 1911	J	11 57
Y. W. C. A. of Chattanooga.....	Hamilton.....	May 26, 1911	O	6 141
Ye Old College Inn.....	Davidson.....	Oct. 20, 1911	O	6 380
Y. M. C. A. of Memphis.....	Shelby.....	Jan. 20, 1912	O	6 184
Young Men's United Christian Union.....	Polk.....	Mar. 19, 1912	O	6 191
Young-Henderson Bros. Co.....	Shelby.....	Feb. 17, 1913	U	15 296
Young Coal & Coke Co.....	White.....	Apr. 26, 1913	J	12 156
Young Marble Co.....	Knox.....	Sept. 6, 1913	J	12 221

FOREIGN CORPORATIONS.

FOREIGN CORPORATIONS.

NAME OF CORPORATION.	State where registered.	When registered in Secretary of State's Office.
A		
American Light & Water Co.	Indianapolis, Ind.	Sept. 6, 1911
Atlantic Horse Insurance Co.	Providence, R. I.	Oct. 14, 1911
Atlantic Fruit Distributors	Wilmington, Del.	Feb. 22, 1912
American Cotton Hull & Fiber Co.	Wilmington, Del.	Apr. 16, 1912
Appalachian Development Co.	New York	Apr. 22, 1912
Arkansas Logging Co.	Helena, Ark.	May 9, 1912
American Multigraph Sales Co.	Cleveland, O.	May 11, 1912
American Automobile Insurance Co.	Jefferson, Mo.	May 20, 1912
American Bankers Insurance Co.	Chicago, Ill.	June 10, 1912
Atlas Powder Co.	Wilmington, Del.	Jan. 29, 1913
Austin Western Road Machine Co.	Chicago, Ill.	Feb. 21, 1913
Automatic Fire Protection Co.	New York	Feb. 21, 1913
American Mfg. Co.	Memphis	Feb. 24, 1913
Artman & Nichols Lumber Co.	Chicago, Ill.	Apr. 10, 1913
American National Insurance Co.	Galveston, Tex.	May 31, 1913
American Belfast Co.	Portland, Me.	July 19, 1913
Aluminum Company of America	Pittsburg, Penn.	Aug. 12, 1913
B		
Bank of Bristol	Bristol, Va.	May 20, 1911
Blue Grass Phosphate Co.	Mt. Pleasant, Tenn.	Aug. 24, 1911
Bristol Traction Co.	Bristol, Va.	Sept. 20, 1911
Bradley Lumber Co.	Abbingdon, Va.	Feb. 7, 1912
Block Rodgers Advertising Co.	Memphis	Apr. 16, 1912
Ballard & Ballard Co.	Louisville, Ky.	June 7, 1912
Bates & Rodgers Construction Co.	Chicago	Dec. 31, 1912
Birmingham & Chattanooga R. R. Co.		Mar. 1, 1913
Birmingham Metal Products Co.	Birmingham, Ala.	July 25, 1913
Bartlett Haywood Co.	Baltimore, Md.	Aug. 8, 1913
Bordens Condensed Milk Sales Co.	Middletown, N. Y.	Sept. 5, 1913
Baldwin Piano Co.	Cincinnati, O.	Sept. 13, 1913
Buskirk-Rutledge Lumber Co.	Lexington, Ky.	Sept. 11, 1913
C		
Cooley-Ball & Sagger Clay Co.	Mayfield, Ky.	Apr. 3, 1911
Continental Fertilizer Co.	Nashville	July 5, 1911
Columbian National Life Ins. Co.	Boston, Mass.	July 24, 1911
Consolidated Film & Supply Co.	Wilmington, Del.	Aug. 3, 1911
Cleveland Trinidad Paving Co.	Cleveland, O.	Oct. 13, 1911
Consolidated Gas Purification Chem. Co.	Nashville	Oct. 31, 1911
Cherokee Ins. Co.	Rome, Ga.	Mar. 13, 1912
Capitol Security Co.	Dover, Del.	May 22, 1912
Crowe Contracting Co.	Mt. Pleasant	June 12, 1912
Caruthersville Cotton Oil Co.	East St. Louis	Aug. 20, 1912
Comptograph Co.	Chicago, Ill.	Oct. 28, 1912
Central Leather Co.	Jersey City, N. J.	Dec. 16, 1912
Constolk, L. K., & Co.	New York	Dec. 21, 1912
Chesnut Lumber Co.	Montgomery, Ala.	Jan. 10, 1913
Carter Coal Co.	Wilmington, Del.	Jan. 11, 1913
Chattanooga Corporation of Del.	Chattanooga	Feb. 28, 1913
Continental Assurance Co.	Chicago, Ill.	Mar. 8, 1913
Consolidated Engineering Co.	Georgetown, Del.	Mar. 18, 1913
Columbia Graphophone Co.	Washington, D. C.	June 10, 1913
Chilowee Extract Co.	Newport, Tenn.	Aug. 15, 1913
California Fruit Growers Exchange	Los Angeles	Aug. 18, 1913
D		
Daily Construction Co.	Evansville, Ind.	May 30, 1911
Dixie Portland Cement Co.	Chattanooga	Sept. 20, 1911

FOREIGN CORPORATIONS—Continued.

NAME OF CORPORATION.	State where registered.	When registered in Secretary of State's Office.
Del-Rio Lumber Co.....	Newport, Tenn.....	Mar. 21, 1912
Dry Fork & Timber Corporation.....	Charleston, S. C.....	Apr. 30, 1912
David Baird & Son Co.....	Louisville, Ky.....	July 1, 1912
Dunn Oliver Lumber Co.....	Plainfield N. J.....	Dec. 12, 1912
Detroit Stoker Co.....	Detroit, Mich.....	June 9, 1913
E		
Elliott-Fisher Co.....	Jersey City, N. J.....	Apr. 3, 1911
Equitable Surety Co.....	St. Louis.....	Apr. 24, 1911
Empire Realty & Mortgage Co.....	Birmingham, Ala.....	Dec. 18, 1911
Eastern Ky. Land Co.....	Mt. Sterling, Ky.....	Sept. 19, 1912
East Tenn. Zinc Co.....	Newark, N. J.....	Sept. 22, 1912
Equitable Mortgage & Trust Co.....	Baltimore, Md.....	Dec. 5, 1912
Emerson Brantingham Co.....	Rockford, Ill.....	Feb. 10, 1913
Equitable Fire & Marine Ins. Co.....	Providence, R. I.....	June 13, 1913
F		
Fidelities Sureties Corporation.....	Wilmington, Del.....	Apr. 26, 1911
Ford Motor Co.....	Detroit, Mich.....	Nov. 20, 1911
Federal Life Ins. Co.....	Chicago, Ill.....	Apr. 23, 1912
Firestone Tire & Rubber Co.....	New York.....	Jan. 17, 1913
Fireman's Fund Ins. Co.....	San Francisco, Cal.....	Apr. 29, 1913
Fairbanks Morse & Co.....	Chicago, Ill.....	Aug. 11, 1913
G		
Greenburg, A. L., Iron Co.....	Terra Haute, Ind.....	Apr. 4, 1911
Good Roads, Incorporated.....	New York.....	July 20, 1911
German-American Ins. Co.....	New York.....	Aug. 31, 1911
General Unit Construction Co.....	Chicago, Ill.....	July 18, 1912
Greble Sine Lumber Co.....	Chicago, Ill.....	Dec. 14, 1912
Goodrich, B. F., Rubber Co.....	Akron, O.....	Dec. 30, 1912
Goode, O. J., Co.....	Norfolk, Va.....	Mar. 10, 1913
Guntton, Wm. M., Co.....	Chicago, Ill.....	Apr. 3, 1913
H		
Hormel, Geo. A., & Co.....	Austin, Minn.....	Apr. 23, 1911
Hardwood Lumber & Mfg. Co.....	Chicago, Ill.....	May 23, 1912
Hager Martin Co.....	Louisville, Ky.....	Jan. 21, 1913
Hyde Lumber Co.....	Indiana.....	Feb. 21, 1913
Henry Clay Fire Ins. Co.....	Lexington, Ky.....	May 8, 1913
Houston Packing Co., Lmt.....	Lake Charles, La.....	May 30, 1913
Heralds of Liberty.....	Huntsville, Ala.....	June 15, 1913
I		
Indian Refining Co.....	New York.....	June 17, 1911
Interstate Casualty Co.....	Birmingham, Ala.....	Sept. 9, 1911
International Sugar Feed Co. No. 2.....	Minneapolis.....	Nov. 8, 1911
Inter-Ocean Life & Casualty Co.....	Springfield.....	Nov. 16, 1911
Insurance Co. of the State of Penn.....	Philadelphia.....	Nov. 20, 1911
Interstate Fire Ins. Co.....	Alabama.....	Feb. 9, 1913
Inter-Southern Life Ins. Co.....	Prospect, Ky.....	Mar. 1, 1913
International Woolen Mills Co.....	Hammond, Ind.....	June 5, 1913
Indemnity Mutual Marine Assurance Co.....	London, Eng.....	Oct. 18, 1912
Independent Order of Wise Men.....	Greenville, Miss.....	Nov. 1, 1912
Independent Powder Co.....	Joplin, Mo.....	July 25, 1913
J		
Jewel Tea Co.....	Chicago, Ill.....	June 22, 1912
James Investment Co.....	St. Louis, Mo.....	July 1, 1912
Jellico Grocery Co.....	Middlesboro, Ky.....	July 11, 1912
Johnson, Geo. S., Co.....	Chicago, Ill.....	Oct. 30, 1912
Johns, H. W. Manville Co.....	New York.....	Dec. 12, 1912
L		
Leroy Foundry Co., The.....	Portland, Me.....	Apr. 19, 1911
Levi & Nathan.....	New York.....	May 3, 1911
Lane & Bowler & Co.....	Houston, Tex.....	June 7, 1911

FOREIGN CORPORATIONS—Continued.

NAME OF CORPORATION.	State where registered.	When registered in Secretary of State's Office.
Lamar Life Ins. Co.	Jackson, Miss.	Feb. 7, 1912
Liberal Life Assurance Co.	Anderson, Ind.	Feb. 25, 1913
M		
Memphis Theaters Co.	Memphis	Apr. 12, 1911
Mountain Land Co.	Chatanooga	May 1, 1911
Mutual Protective League.	Litchfield, Ill.	May 10, 1911
Missouri Coal & Land Co.	St. Louis, Mo.	May 22, 1911
Massachusetts Bonding & Ins. Co.	Boston	Sept. 22, 1911
Mengel Box Co.	New Jersey	Sept. 30, 1911
Macon Fertilizer Works	Macon, Ga.	Sept. 18, 1911
Modern Brotherhood of America	Mason, Iowa	Nov. 11, 1911
Mathews, W. S., & Sons	Jersey City, N. J.	Nov. 15, 1911
Morton Butler Timber Co.	Chicago, Ill.	Feb. 9, 1912
Midland Casualty Co.	Hopkinsville, Ky.	Mar. 28, 1912
Missouri Fidelity & Casualty Co.	Springfield, Mo.	Mar. 29, 1912
Memphis Terminal Corporation	Norfolk, Va.	May 17, 1912
Morgan County Entry Co.	Knoxville	May 23, 1912
Masonic Protective Association	Worcester	June 25, 1912
Mama, F. L., & Co.	Chicago, Ill.	July 19, 1912
Mazic City Realty Co.	Middleboro, Ky.	Oct. 5, 1912
Myer Hotel Co.	Montgomery, Ala.	Nov. 7, 1912
Memphis Milling Co.	Memphis	Jan. 16, 1913
Moore, Wm. R., Dry Goods Co.	Memphis	Feb. 14, 1913
Memphis & Lakeview Ry. Co.	Wilmington, Del.	July 16, 1913
McCrory Realty & Investment Co.	McCrory, Ark.	May 17, 1912
McKinzie Williams Construction Co.	Webb City, Miss.	Aug. 24, 1912
N		
North America Accident Ins. Co.	Chicago, Ill.	Apr. 28, 1911
New Hampshire Fire Ins. Co.	Manchester, N. H.	May 12, 1911
New Jersey Fire Ins. Co.	Newark, N. J.	May 22, 1911
National Loan Co.	Bristol, Va.	June 17, 1911
National Fire Ins. Co.	Providence, R. I.	July 25, 1911
National Savings & Loan Association	Wilmington, Del.	Aug. 14, 1911
North River Ins. Co.	New York	Sept. 5, 1911
National Home Investment Co.	Birmingham, Ala.	Nov. 28, 1911
National Starch Co.	Jersey City, N. J.	Feb. 16, 1912
North American Home Co.	Nashville	May 16, 1912
Noel Construction Co.	Baltimore, Md.	Oct. 5, 1912
New Albany Box & Basket Co.	New Albany, Ind.	Nov. 19, 1912
National Live Stock Ins. Co.	Indianapolis, Ind.	Jan. 16, 1913
New Caryville Coal Co.	Williamsburg, Ky.	Apr. 25, 1913
New England Casualty Co.	Boston, Mass.	June 19, 1913
Nichols Contracting Co.	Atlanta, Ga.	Sept. 25, 1913
O		
Order of the Golden Seal	Rocksbury, N. Y.	Apr. 25, 1912
Oakland Motor Co.	Jersey City, N. J.	Oct. 16, 1912
P		
Preferred Accident Ins. Co.	New York	Nov. 20, 1911
Pioneer Pole & Shaft Co.	Piqua, Ohio	Feb. 23, 1912
Pope Piano Co.	Little Rock, Ark.	Apr. 22, 1912
Proctor & Gamble Distributing Co.	Cincinnati, O.	May 22, 1912
Purcell Construction Co.	Wilmington, Del.	May 30, 1912
Prestolyte Co.	Minneapolis, Minn.	June 10, 1912
Phoenix Fire Ins. Co.	Paris, France	Sept. 20, 1912
Prudential Casualty Co.	Indianapolis, Ind.	Oct. 8, 1912
Pennsylvania Contracting Co.	Wilmington, Del.	Oct. 30, 1912
Pilot Mountain Lumber Co.	Portland, Me.	Nov. 27, 1912
Pringle Turpentine Cup Co.	Biloxi, Miss.	Mar. 14, 1913
Parker Gordon Cigar Co.	St. Joseph, Mo.	July 19, 1913
Providence Association of America	Louisville	Oct. 13, 1913
R		
Reserve Loan Ins. Co.	Indianapolis, Ind.	May 19, 1911
Raney Tanner Co.	Chatanooga	Jan. 3, 1912
Royal Order of Lyons	Evansville, Ind.	Jan. 30, 1912

FOREIGN CORPORATIONS—Continued.

NAME OF CORPORATION.	State where registered.	When registered in Secretary of State's Office.
Rumley Products Co.....	Lakeport, Ind.....	Mar. 15, 1912
Remington Typewriter Co.....	Wilmington, Del.....	Apr. 22, 1912
Realty Investment Co.....	Jersey City, N. J.....	July 11, 1912
Reuther-Scanlon Handle Co.....	Nashville.....	Mar. 31, 1913
S		
Selma Stationery Co.....	Selma, Ala.....	Apr. 17, 1911
Southern Surety Co.....	Muscovia, Okla.....	Aug. 12, 1911
Southern States Fire & Casualty Ins. Co.....	Birmingham, Ala.....	Aug. 31, 1911
Standard Marine Ins. Co.....	New York.....	Oct. 7, 1911
Studebaker Corporation of America.....	South Bend, Ind.....	Nov. 13, 1911
Southwestern Surety Ins. Co.....	Dannison, Tex.....	Nov. 20, 1911
Security Underwriters Corporation.....	Jersey City, N. J.....	Dec. 18, 1911
Sparks Milling Co.....	Alton, Ill.....	Feb. 23, 1912
Southern Tent & Awning Co.....	Lexington, Ky.....	Jan. 4, 1912
Stearns Coal & Lumber Co.....	Stearns, Ky.....	June 22, 1912
Sodeman Heat & Power Co.....	St. Louis, Mo.....	July 8, 1912
Southern Adjustment Bureau.....	Atlanta, Ga.....	July 24, 1912
Stenotype Sales Co.....	Wilmington, Del.....	Sept. 19, 1912
Superior Feed Co.....	Springfield, Ohio.....	Oct. 28, 1912
Sory, B. H., & Co.....	Clarksville, Tenn.....	Nov. 27, 1912
Sullivan McNally Co.....	Patterson, N. J.....	Dec. 6, 1912
Standard Fire Ins. Co.....	Hartford, Conn.....	Feb. 22, 1913
Stewart-Warner Speedometer Corporation.....	New York.....	Mar. 13, 1913
Sparks, W. J., Co.....	Mt. Vernon, Ky.....	Apr. 8, 1913
Standard Life Ins. Co.....	Atlanta, Ga.....	Apr. 12, 1913
Southern Combustion Co.....	Wilmington, Del.....	Aug. 6, 1913
Stewart, Fred S., Shoe Co.....	Nashville.....	Aug. 8, 1913
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